

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
COMMERCIAL DIVISION
ORIGINAL SIDE

CS-COM/790/2024
[Old No. CS/181/2018]
IA No.GA/6/2019, GA/8/2021

INDOWORTH INDIA LIMITED & ORS.
VS
AXIS BANK LIMITED AND ORS

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date: October 31, 2025.

Appearance:

Mr. Kumarjit Banerjee, Adv.
Mr. Deva Nand Misra, Adv.
Mr. Prashant Singh, Adv.
... for the plaintiffs

Mr. D.N. Sharma, Sr. Adv.
Mr. Anurag Basu, Adv.
... for the defendant no.6/HDFC Bank

1. Counsel for the plaintiff has filed affidavit of service enclosing the e-newspaper showing that the paper publication was made for service of writ of summons upon the defendants. Counsel for the plaintiff has also handed over the report issued by the Deputy Registrar (Legal) dated 14th May, 2025 wherein it reveals that the defendant nos.1, 2, 3, 5, 7, 8, 9, 10 and 11 have neither entered appearance nor have filed written statement.
2. This Court finds that by an order dated 24th March, 2025 this Court has already placed the matter in the undefended list against the defendant nos.1, 3, 5, 6, 7, and 11.

3. Learned Counsel for the defendant no.6/HDFC Bank has drawn the attention of this Court to the order dated 5th April, 2019 in GA No. 888 of 2019 wherein this Court has directed not to transfer the suit in the list of undefended suit against the defendant no.6 till the disposal of the above application being GA No. 888 of 2019.
4. In view of the above, the order dated 24th March, 2025 is modified only to the extent by not treating the suit as undefended as against the defendant no.6 and let the suit be placed in the list of undefended suit as against the defendant nos.1, 2, 3, 5, 7, 8, 9, 10 and 11.
5. It is submitted by the Learned Counsel for the plaintiff that there are two applications pending in which pleadings have been completed.
6. Let both the applications be placed for hearing on 26th November, 2025.

(KRISHNA RAO, J.)