

IN THE HIGH COURT AT CALCUTTA
ORIGINAL SIDE
(Intellectual Property Rights Division)

IP-COM/37/2025
IA NO: GA-COM/1/2025

ITC LIMITED
VS
SHRI BAIDYANATH AGRO PROCESSORS PRIVATE
LIMITED AND ORS

BEFORE:
The Hon'ble JUSTICE RAVI KRISHAN KAPUR
Date : 28th August, 2025.

Appearance:
Mr. S.N. Mookherjee, Sr. Adv.
Mr. Ranjan Bachawat, Sr. Adv.
Mr. Ratnanko Banerjee, Sr. Adv.
Mr. Paritosh Sinha, Adv.
Ms. Suhrita Majumdar, Adv.
Mr. Sarathi Dasgupta, Adv.
Mr. Bhavesh Garodia, Adv.
Mr. S. Banerjee, Adv.
Mr. Yash Singhi, Adv.
Mr. Manosij Mukherjee, Adv.
Ms. Sayani De, Adv.
Ms. Mallika Bothra, Adv.
Mr. Teeshan Das, Adv.
...for the plaintiff.

Mr. Chunky Agarwal, Adv.
Mr. Akshay Kumar Jainsukhani, Adv.
Mr. S. Hossain, Adv.
...for defendant no. 24.

The Court: The Report filed by the Special Officer be kept with the records. The Special Officer is directed to serve a copy of the Report on all the parties. It is submitted on behalf of the petitioner that in implementation of the order dated 5 August, 2025, the Special Officers have been assaulted and the respondent no. 24 has acted in breach of law. It is also alleged that the concerned police officials have conspired and connived with the defendant no. 24 in thwarting implementation of the order of Court. These submissions are

opposed by the defendant no. 24. An affidavit to the above extent is filed by the petitioner.

Liberty is granted to the defendant no. 24 to file an exception to the Report, if so advised. The defendant no. 24 is also granted an opportunity to file a Reply to the Affidavit affirmed on 28 August, 2025 filed by the petitioner. A copy of the affidavit filed in Court is served on the Advocate appearing on behalf of the defendant no. 24.

Since serious and grave allegations have also been made by the petitioner against the respondent nos. 14 and 16, the petitioner is directed to effect service of this Affidavit alongwith a copy of this order on the respondent nos. 14 and 16.

In view of the bona fide error in the order dated 5 August, 2025, the order dated 5 August, 2025 is corrected to read as “order in terms of prayers (a),(c),(d),(f) instead of (a),(c),(d),(g)”. The order dated 5 August 2025 is modified to the above extent.

Liberty is granted to the Advocate appearing on behalf of the defendant no. 24 to file their Vakalatnama by 1 September, 2025.

By consent of the parties, the matter is treated as Heard-in-part.

Affidavit of Service filed on behalf of the petitioner be kept with the records. None appears on behalf of the remaining defendants save and except the defendant no. 24.

As prayed for by the defendant no. 24, the parties are also directed to exchange Affidavits. Let Affidavit in Opposition to the main application i.e. GA-

COM/1/2025 be filed within two weeks from date. Reply, if any, one week thereafter.

Let this matter appear on 23 September, 2025.

The interim order stands extended till 25 September, 2025.

(RAVI KRISHAN KAPUR, J.)

SK.