

OC-6

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
COMMERCIAL DIVISION
ORIGINAL SIDE

CS-COM /515/2024
[OLD NO. CS/128/2023]

SHIB SHANKAR RUNGTA PROP OF S S RUNGTA AND CO
VS
JAI JUTE AND INDUSTRIES LTD

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date: September 1, 2025.

Appearance :

Ms. Swapna Choubey, Adv.
Mr. Navneet Sewak, Adv.
Mr. Udit Agarwal, Adv.
... for the plaintiff

Mr. Shyamal Sarkar, Sr. Adv.
Mr. D.N. Sharma, Sr. Adv.
Mr. Nilay Sengupta, Adv.
Mr. Sailendra Jain, Adv.
Mr. Ayan Dutta, Adv.
Mr. Abhishek Jai, Adv.
... for the defendant

Mr. Puspall Chakraborty, Adv.
Ms. Priyanka Ganguly, Adv.
...for the Beat Postman Manoj Kanti Dutta

1. Warrant Officer of Naihati Police Station has produced Mr. Manoj Kanti Dutta, Beat Postman, Naihati Sub-Post Office under arrest in terms of the order passed by this Court.

2. Mr. Pushpal Chakraborty, Learned Advocate appears on behalf of Mr. Manoj Kanti Dutta and submits that he has retired from the post with effect from 1st March, 2024. He submits that he has superannuated from his service and the summons reached to his place but inadvertently, he refused to accept the same. Thus, he prays for apology for not accepting the

summons issued by this Court and prayed for release him on personal bond.

3. Heard Learned Counsel for the arrestee, Mr. Manoj Kanti Dutta.

4. This Court finds that he has already retired on 1st March, 2024 but as per the warrant issued by this Court, he has been brought under arrest.

5. In view of the circumstances, Mr. Manoj Kanti Dutta is released on personal bond with the direction to appear before this Court as and when his presence is required.

6. Mr. Manoj Kanti Dutta is also directed to file affidavit disclosing the circumstances due to which he has not appeared before this Court on the date fixed after serving the same to the Learned Counsel appearing for the parties.

7. Counsel for the plaintiff/petitioner is directed to supply the cause title of the case to Learned Counsel appearing for Mr. Manoj Kanti Dutta to file appropriate affidavit as directed above.

8. Report submitted by Deputy Sheriff of Calcutta be kept with the record.

9. Learned Advocate appearing for Mr. Manoj Kanti Dutta is given liberty to file Vakalatnama within a week in the department from date.

10. The witness is present. Examination in chief and the cross-examination is concluded. Witness is discharged.

11. The second witness is brought on arrest and he is released on personal bond.

12. Counsel for the defendant submitted that he will examine the said witness on the next date fixed.

13. Let the matter appear on 19th September, 2025, 12.30 p.m. for examination of Manoj Kanti Dutta.

(KRISHNA RAO, J.)

Sbghosh/S.De