

OD-4

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
Ordinary Original Civil Jurisdiction
ORIGINAL SIDE

CS/247/2021
IA NO: GA/5/2024, GA/8/2024

GEETA GANESH PROMOTERS PVT LTD
VS
VINEET RUIA AND ANR

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : March 26, 2025.

Appearance:

Mr. Satadeep Bhattacharyya, Adv.

Mr. Ishaan Saha, Adv.

Mr. Subhankar Chakraborty, Adv.

Mr. Saptarshi Bhattacharjee, Adv.

... for the plaintiff

Mr. Vineet Ruia, Adv.

... for the defendant (in person)

1. Mr. Satadeep Bhattacharyya, learned counsel, is appearing for the plaintiff. Mr. Vineet Ruia, is appearing in person for the defendant.

2. Both the parties have filed their suggested issues.

3. Let the same be kept with the records.

4. Heard learned Counsel for the plaintiff and the defendant in person and perused the pleadings and the suggested issues.

5. The following issues are framed as follows :

I S S U E S

- i. Whether the defendants have made and published false, malicious and per se defamatory statements as against the

plaintiff by way of emails and communications particulars whereof have been given in paragraph 24 of the plaint?

- ii. Whether the plaintiff is entitled to damages and, if so, to what extent?
- iii. Whether the plaintiff is entitled to a decree of perpetual injunction?
- iv. To what other relief or reliefs the plaintiff is entitled to?
- v. Is the counter claim made by the defendant maintainable?
- vi. Whether the defendants have faced humiliation or subjected to any social stigma or atrocity due to the plaintiff?
- vii. Whether the defendants have suffered any loss or damage due to the plaintiff?
- viii. Whether the defendants are entitled to any counter claim as against the plaintiff?
- ix. Whether the suit filed by the plaintiff is maintainable?
- x. Whether the defendants had a right to know the size of their flat, the fire safety precautions taken by the Plaintiff in the project Rare Earth and the right to get the GST refund in time or not?
- xi. Whether issuing emails to the Plaintiff and after not getting a reply, forwarding the same emails to the relevant statutory authorities amounts to defamation or not?
- xii. Whether the Suit is maintainable under the Original Jurisdiction of this Court?

xiii. Whether the project of the plaintiff "Rare Earth" is constructed illegally against the Rules and Regulations?

6. The plaintiff is directed to file Judge's Brief of Documents after serving the copy to the defendant within three weeks from date.

7. List the matter for witness action on 25th June, 2025 at 2:00 p.m.

(KRISHNA RAO, J.)

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