

ORDER SHEET

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

IA NO. GA/1/2023
[OLD NO CS/154/2023]
In CS-COM/530/2024

PANGHAT SAREES PRIVATE LIMITED
Vs
ANUP AGARWAL AND ORS

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : April 29, 2024.

Appearance:

Mr. Debnath Ghosh, Adv.
Mr. Goutam Kumar Ray, Adv.
Mr. Tin Kari Jana, Adv.
Mr. Gopal Das, Adv.
Mr. Sourav Jana, Adv.
Mr. Biswaroop Mukherjee, Adv.
...for the petitioners.

Mr. Sayantan Basu, Adv.
Mr. Tanmoy Roy, Adv.
...for the respondents.

The Court: Mr. Debnath Ghosh, learned Counsel, is appearing for the petitioner and Mr. Sayantan Basu, learned Counsel, is appearing for the respondents.

Counsel for the plaintiff has filed the application being GA/1/2023 for grant of interim injunction.

By an order dated 7th August, 2023 this Court has granted interim order by restraining the defendants, their men, agents, servants and / or assignees from selling their sarees, kurtis, ghagra and other materials etc by using mark the word "PANGHAT" till 30th September, 2023 or until further order whichever is earlier.

Counsel for the respective parties submit that interim order granted by this Court dated 7th August, 2023 was extended from time to time.

When the matter is taken up for hearing today, counsel for the defendants submits that the defendants are not using the word “PANGHAT” in their product as mentioned above and submits that the interim order may be confirmed till the disposal of the suit.

In view of the submission made by the Counsel for the respective parties, interim order dated 21st August, 2023 as mentioned above is made absolute till the disposal of the suit.

In view of above, GA/1/2023 is disposed of.

Counsel for the plaintiff has handed over the mode of service issued by Deputy Sheriff of Calcutta dated 9th February, 2024 wherein it reveals that writ of summons was duly served upon the defendants.

Counsel for the plaintiff has also handed over the report issued by Deputy Registrar (Legal) dated 11th March, 2024 wherein it reveals that the defendant Nos. 1, 2 and 3 have entered appearance through their learned Advocate on 9th October, 2023.

Learned Counsel for the plaintiff further handed over the certificate issued by Deputy Registrar (Legal) wherein it reveals that the defendant Nos. 1, 2 and 3 have not filed their written statements. Let the report be kept with record.

In view of the above, let CS-COM/530/2024 (Old No. CS/154/2023) be listed as undefended suit.

List this matter on 8th July, 2024 for witness action.

In the meantime, plaintiff is directed to file Judge’s Brief of Documents.

(KRISHNA RAO, J.)