

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
SPECIAL JURISDICTION (CONTEMPT)
COMMERCIAL DIVISION
ORIGINAL SIDE

CC-COM/14/2024

EDEN REALTY VENTURE PRIVATE LIMITED
VS
ADITYA KUMAR NAYAK AND ORS

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : May 6, 2025.

Appearance :

Mr. Sayantan Basu, Sr. Adv.
Mr. Deepak Kumar Jain, Adv.
... for the plaintiff/petitioner

Mr. Abhimanyu Shandilya, Adv.
Mr. Gourab Das, Adv.
Mr. Biyas Banerjee, Adv.
... for the alleged contemnor nos. 1 to 4

Mr. Sayak Chakraborti, Adv.
Mr. Wrickbrata Roy, Adv.
... for the alleged contemnor no.5

Mr. Navin Kumar Thakur, Adv.
Mr. Sudhakar Thakur, Adv.
Mr. Mrityunjoy Saha, Adv.
... for the alleged contemnor nos. 6, 8 and 9

1. Mr. Sayantan Basu, learned Senior Advocate, is appearing for the petitioner.
2. Mr. Abhimanyu Shandilya, learned Advocate, is appearing for the alleged contemnor nos. 1 to 4.
3. Mr. Sayak Chakraborti, learned Advocate, is appearing for the alleged contemnor no. 5.
4. Mr. Navin Kumar Thakur, learned Advocate, is appearing for the alleged contemnor nos. 6, 8 and 9.
5. None appears on behalf of the alleged contemnor no. 7, namely, 99acres.com.

6. The petitioner has filed affidavit of service showing that the notice has been received by the contemnor no. 7 but none appears on behalf of the alleged contemnor no. 7.
7. Let Rule be issued upon the alleged contemnor no. 7 for appearance in person before this Court on the next date fixed.
8. The petitioner is directed to take appropriate steps for issuance of Rule.
9. Counsel for the alleged contemnor nos. 6, 8 and 9 submits that their affidavits are ready which have been notarized at Delhi but inadvertently, the Notary Public has not put his seal in the annexures and accordingly, he prays for time to rectify the affidavits.
10. Counsel for the alleged contemnor no. 5 prays for a week time to file affidavit.
11. Counsel for the petitioner submits that still the alleged contemnors are publishing advertisement in spite of the interim order passed by this Court.
12. Considering the submission made by the Counsel for the respective parties, the alleged contemnor nos. 5, 6, 8 and 9 are directed to file their respective affidavits in proper form by 15th May, 2025 after serving the copy of the same to the learned Counsel for the petitioner.
13. The petitioner is at liberty to file reply to the said affidavits by 21st May, 2025.
14. Counsel for the petitioner submits that the petitioner found that advertisement is being made in amazonaws.com and justdial.
15. Counsel for the alleged contemnors nos. 1 to 4 submits that they had already sent an e-mail to amazonaws.com requesting them not to

publish any advertisement and on receipt of the said communication, Amazonaws has sent a reply to the alleged contemnor nos. 1 to 4 that they are not publishing any advertisement in their website with regard to the word "Solaris".

16. Considering the submission made by the Counsel for the respective parties, the alleged contemnor nos. 1 to 4 are directed to file affidavit by clarifying that whether they have used the website of amazonaws.com and justdial for advertisement of the properties by using the word 'Solaris' within a period of two weeks from date after serving copy to the learned Counsel for the petitioner.

17. Let the matter appear on 10th June, 2025 under the same heading.

(KRISHNA RAO, J.)

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