

IN THE HIGH COURT AT CALCUTTA  
ORDINARY ORIGINAL CIVIL JURISDICTION  
[COMMERCIAL DIVISION]

IA No. GA/4/2023  
In  
CS/196/2022  
IA GA No. 1 of 2022  
NATIONAL INSURANCE COMPANY LIMITED  
VERSUS  
HIMADRI SPECIALITY CHEMICAL LTD.

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date: 20<sup>th</sup> November, 2023.

Appearance:  
Mr. Shiv Shankar Banerjee, Adv.  
Ms. Dolon Dasgupta, Adv.  
For the plaintiff/petitioner.

Mr. Anirban Ray, Adv.  
Mr. Shayak Mitra, Adv.  
Mr. Amit Kumar Nag, Adv.  
Mr. Agnish Basu, Adv.  
Ms. Riddhi Jain, Adv.  
For the defendant/respondent.

The Court:- Affidavit of service filed in Court today is taken on record.

This is an application for recalling of an order dated 13<sup>th</sup> September, 2023 by which the plaintiff's/petitioner's application being IA No. GA 1 of 2022 in CS/196/2022 filed in the above suit was dismissed for default with a further prayer to restore the application to its original file and number.

The explanation given by the plaintiff/petitioner in support of being prevented from appearing before the Court even at the second call is satisfactory. The order dated 13<sup>th</sup> September, 2023 is recalled and the application being IA No. GA 1 of 2022 in CS/196/2022 is restored to its original file and number.

The application being IA No. GA 4 of 2023 in CS No. 196 of 2022 stands disposed of.

Since I have not called for any affidavit, the allegations contained in the application are deemed to have not been admitted by the defendant/respondent.

(ARINDAM MUKHERJEE, J.)