

OCD-1

**In the High Court at Calcutta
Commercial Division
Original Side**

CS-COM/169/2025

BASU HOUSE PRIVATE LIMITED.
VS
RUBEE AIR FREIGHT LIMITED.

BEFORE:

The Hon'ble JUSTICE ANIRUDDHA ROY

Date : 10th December, 2025.

APPEARANCE:

Mr. Shyamal Chakraborty Adv.

Mr. Gourav Kumar, Adv.

For the plaintiff.

The Court:- The non-starter report dated **June 20, 2025 Annexure 'L' at page 422** to the plaint shows that the pre-litigation mediation has failed.

In view of the averments made in **paragraph 43** to the plaint, leave under **Order II Rule 2** of Code of Civil Procedure is granted.

The plaint stands admitted subject to scrutiny by the department.

Mr. Shyamal Chakraborty, learned Advocate appearing for the plaintiff submits that while returning the plaint from the non-commercial division, the Court fees paid by the plaintiff has already been returned and accordingly, if the

Court fees are returned already, the same shall be accepted towards the Court fees of the instant plaint. In the event the Court fees have not been returned, the plaintiff would have to file the instant plaint with the appropriate Court fees in accordance with law within **two weeks** from date failing which the plaint shall be rejected and shall be taken off the file.

(ANIRUDDHA ROY, J.)

dg/