

OD-13

IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

IA NO. GA 8 OF 2023
IN
CS 214 OF 2022
IN THE MATTER OF:
BELLE VUE CLINIC
VS.
BIRLA CORPORATION LIMITED AND ORS.

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date : 17th October, 2023.

Appearance:
Mr. Anirban Ray, Adv.
Mr. Rajarshi Dutta, Adv.
Mr. Sankarsan Sarkar, Adv.
Ms. Pritha Basu, Adv.
Mr. Debartha Chakroborty, Adv.
Mr. Kritin Saraf, Adv.
For plaintiff
Mr. Ranjan Bachawat, Sr. Adv.
Mr. Sayan Ray Chowdhury, Adv.
Mr. Satyaki Mukherjee, Adv.
Mr. Shaunak Mitra, Adv.
Mr. S. Chowdhury, Adv.
Ms. Tapasika Bose, Adv.
For defendant no.1
Mr. Abhrajit Mitra, Sr. Adv.
Mr. Debanjan Mandal, Adv.
Mr. Soumya roy Chowdhury, Adv.
Mr. Sanjiv Kr. Trivedi, Adv.
Mr. Satadeep Bhattacharyya, Adv.
Ms. Iram Hassan, Adv.
Mr. Sanket Sarawgi, Adv.
Ms. Mahima Cholera, Adv.
For defendant no.10
Mr. Avishek Guha, Adv.
Mr. Rajat Gupta, Adv.

Ms. Akansha Chopra, Adv.
For APL Committee

THE COURT: Affidavit of service filed in Court today is taken on record.

Supplementary affidavit filed in Court today is taken on record.

In this application, the plaintiff is questioning an action taken at the Annual General Meeting (in short AGM) of Birla Corporation Limited, the defendant no.1 held on 5th September, 2023 in which the vote cast through its board of trustees said to have been declared invalid by the scrutinizer appointed for the said AGM.

This application has been filed on 9th October, 2023.

After hearing the plaintiff, I find that there is no urgency in the matter. The plaintiff has also asked for a mandatory injunction. The matter requires further scrutiny which is permissible only upon allowing the defendants an opportunity to disclose their stand on affidavit.

Let a composite affidavit-in-opposition dealing with the petition as also the supplementary affidavit be filed by 30th November, 2023; reply, if any, be filed by 20th December, 2023.

Let this matter appear in the monthly list of January 2024.

(ARINDAM MUKHERJEE, J.)

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