

ORDER SHEET

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

EC-COM/519/2024

BHANWARI LAL JAIN
VS.
RKD INFRASTRUCTURE PVT. LTD.

BEFORE:

The Hon'ble JUSTICE PARTHA SARATHI SEN
Date : 14th February, 2025

Appearance:

Mr. Kumarjit Banerjee, Adv.(VC)

Ms. Sanchari Chakroborty, Adv.

Ms. Akansha Chowdhury, Adv.

...for the decree-holder

The Court: Mr. Banerjee, learned Senior Counsel duly assisted by Ms. Chowdhury, learned counsel appearing on behalf of the decree-holder at the very outset draws attention of this Court to the judgment and decree dated 10th June, 2024, as passed by the Learned Trial Court, which is sought to be executed by filing the instant execution case.

2. It reveals from the said judgment and decree that the decretal amount is Rs.23,60,000/- together with interest @10 per cent per annum from 19th August, 2023, till actual payment.

3. It reveals further in column no.10 of the tabular statement, the decretal amount has been correctly quoted.

4. Mr. Banerjee submits before this Court that for the time being an appropriate order may be issued against the judgment-debtors in terms of Clause (b) of column no.10 of the tabular statement.

5. It appears that the prayer made by the decree-holder is innocuous one.

6. In view of such, the judgment-debtor of the instant execution case is hereby directed to file an affidavit in Form No.16-A of Appendix-E of the Code of Civil Procedure, disclosing its assets and properties, positively on the adjourned date, i.e., 7th March, 2025, on which day the instant matter will be listed under the same heading.

7. Liberty is given to the petitioner to communicate the server copy of this order to the judgment-debtor by speed post.

8. The petitioner is further directed to file affidavit of service on the adjourned date.

(PARTHA SARATHI SEN, J.)