

OCD 25

ORDER SHEET
EC/330/2022
IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
COMMERCIAL DIVISION

TATA CAPITAL FINANCIAL SERVICES LIMITED
VS
CHIRANJIT MAITY AND ANR.

BEFORE:

The Hon'ble JUSTICE SABYASACHI BHATTACHARYYA

Date: 9th July, 2024.

Appearance:
Mr. Avishek Guha, Adv.
Mr. Ankush Majumdar, Adv.
Ms. Aditi Nandi, Adv.
...for the petitioner

The Court: Affidavit of service filed today be kept on record.

At a previous stage of the matter, paper publication was done, thereby complying with the available mode of substituted service. However, the award-debtor chooses to remain elusive when the matter is called on for hearing. Although further service sought to be effected on the award-debtor is not yet complete, as is evident from the affidavit of service, the execution case need not be prolonged further since it is evident that the stage of regular service is already over and substituted service has been effected and that the award-debtor is deliberately abstaining from appearing before the Court.

Since no affidavit of assets has also been filed till date, warrant of arrest do issue against the award-debtors to ensure that they are personally produced in Court for being examined on August 22, 2024 when the matter shall be listed under the heading 'Examination of Judgement-debtors'.

The Officer-in-Charge/Inspector-in-Charge of the concerned police station as well as Superintendent of Police (SP) having territorial jurisdiction over the area shall ensure that the warrant is duly complied with.

(SABYASACHI BHATTACHARYYA, J.)