

IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE
IA NO. GA 6 OF 2023
IN
CS 246 OF 2022
IN THE MATTER OF:
MANOJ KUMAR GUPTA
VS
SRI ALOKE KUMAR GUPTA AND ORS.

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date : 1st August, 2023.

Appearance:
Mr. Jit Ray, Adv.
Mr. Neladri Khanra, Adv.
For petitioner
Mr. Sabyasachi Sen, Adv.
For plaintiff
Mr. Rajiv Ghosh, Adv.
Mr. Mainak Biswas
For defendant nos. 1, 2 and 6

The Court : This is an application by the defendant no.8 in a partition suit for expunging its name from the array of defendants.

The applicant says that in the partition suit the partition of the assets of a listed company that is the defendant no.8 has been sought for and, as such, the suit is not maintainable as against the said defendant. This submission is, however, disputed by the plaintiff. The plaintiff intends to file an affidavit.

Affidavit-in-opposition be filed by 22nd August, 2023; reply, if any, be filed by 31st August, 2023. Let this matter appear under the heading "Chamber Application For Final Disposal" in the monthly list of September 2023.

The suit shall not be transferred to the undefended list as against the applicant/defendant no.8 till disposal of this application.

(ARINDAM MUKHERJEE, J.)