

ORDER SHEET
IN THE HIGH COURT AT CALCUTTA
ORIGINAL SIDE

EC/507/2016
IA No. GA/1/2023, GA/4/2024

J. H. INDUSTRIAL CORPORATION
VS
VIJENDRA KUMAR GOEL

BEFORE:

The Hon'ble JUSTICE PARTHA SARATHI SEN

Date : 13th March, 2025.

Appearance:
Mr. Sourojit Dasgupta, Adv.

Mr. Subrata Bhattacharyya, Adv.
Ms. Dipa Bhattacharya, Adv.
Ms. Shipra Santra, Adv.
... for judgment debtor.

1. By filing IA No. GA/4/2024 the judgment debtor has made a prayer permitting him to operate the bank account no.07941700000073 lying with Development Credit Bank, Shakespeare Sarani which was attached by an order passed by a Coordinate Bench. At this juncture, learned Advocate for the decree holder and learned Advocate for the judgment debtor draws attention of this Court to the order dated 27.02.2025.
2. It is submitted on behalf of the judgment debtor that pursuant to the direction passed by this Court on 27.02.2025 while dealing with the interlocutory application being IA No. GA/1/2023 the Receiver has already taken symbolic possession of the 99% shares of the judgment debtors as held in BWN Alliance Private Limited.
3. Such contention is not opposed by the learned Advocate for the decree holder. It is further contended on behalf of the decree holder that the values of the attached shares are required to be determined

to ascertain as to whether the values of the said shares are sufficient to fulfil the decretal amount together with accrued interest thereon.

4. It reveals that this Court has fixed IA No. GA/1/2023 for further consideration on April 24, 2025.
5. This Court considers that for effective adjudication of IA No. GA/4/2024 a report is required to be obtained from the learned Receiver as to whether she has got possession of the share certificates of the said share either in physical or in demat form as well as the values of the said share as held by him/her as per direction of this Court.
6. In view of such, the date of hearing of IA No. GA/1/2023 in connection with the instant execution case is preponed to March 20, 2025 for further consideration. Let IA No. GA/4/2024 be also listed on the said day for further consideration.
7. Learned Advocate for the decree holder is hereby requested to communicate the server copy of this order to the learned Receiver as appointed by this Court.
8. On the adjourned date learned Receiver shall have to submit a report as indicated above before this Court after serving advance copies of the same both to the learned Advocate for the decree holder and the judgment debtor. Learned Receiver is further requested to remain present in person before this Court at the time of hearing instant execution case along with two interlocutory applications.

(PARTHA SARATHI SEN, J.)