

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

EC/507/2016

J. H. INDUSTRIAL CORPORATION
VS
VIJENDRA KUMAR GOEL

BEFORE:

The Hon'ble JUSTICE RAVI KRISHAN KAPUR

Date : 14th June, 2023

Appearance:

Mr. Sourojit Dasgupta, Adv.

Mr. Prantik Garai, Adv.

Mr. Aditya Sarkar, Adv.

The Court:- This is an application for execution of a decree dated 7th January, 2016. The decree is for an aggregate sum of Rs.38,85,472.04p. (inclusive of costs and interest). The suit was filed for recovery of money for goods sold and delivered.

It is submitted on behalf of the decree holder that the decree has become final, binding and executable. There is no appeal pending against the decree. The judgment debtor is represented and does not oppose such submissions. Pursuant to orders of Court, the judgment debtor has been examined and has also filed an Affidavit of Assets.

By an order dated 28th April, 2023, the judgment debtor had prayed for an accommodation to make payment of the decretal dues. The judgment debtor is present in Court and is unable to give any proposal as to how the said decretal dues can be paid.

In such circumstances, there shall be an order in terms of prayers (a), (b) and (c) of the Tabular Statement.

Mr. Aman Agarwal, Advocate, and a member of the Bar Library Club is appointed as a Receiver to implement this order. The remuneration of the Receiver is fixed at 2500 gms.

In the meantime, there shall also be an order of attachment in respect of the following bank accounts, details whereof appear at paragraph 8 of the Affidavit of Assets which for the sake of convenience are enumerated hereinbelow:-

“8. (a) Banking accounts:-

(I) In the name of the proprietorship firm M/s. Shruti Exports

- (i) DCB Bank, Shakespeare Sarani Branch, Account No. 07921200000082.
- (ii) DCB Bank, Shakespeare Sarani Branch, Account No. 07941700000073.
- (iii) ICICI Bank, VIP Road Branch, Account No. 037105006139.
- (iv) Karur Vysya Bank, Shakespeare Sarani Branch, Account No. 3102135000006144.
- (v) Federal Bank, R.N. Mukherjee Road, Account No. 12000200080782.

(II) The following savings account -

- (i) DCB Bank, Shakespeare Sarani Branch, Account No. 07911100008365.

- (ii) HDFC Bank, Clive Row Branch, Account No. 50100170030531.
- (iii) Oriental Bank of Commerce, Liluah Branch, Howrah, Account No.02142010042100.
- (iv) S.B.I., Brabourne Road Branch, Account No. 62188821329.
- (v) Union Bank of India, Strand Road Branch, Account No. 301802010012485.
- (vi) Karur Vysya Bank, Account No. 3114172000002816

The decree holder is directed to ascertain the exact balances lying in the aforesaid accounts.

List this matter for further hearing on 26th June, 2023.

The Receiver is directed to file a Report on the returnable date.

(RAVI KRISHAN KAPUR, J.)