

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

CS/297/2022
IA No. GA/1/2023, GA/2/2023, GA/3/2023, GA/4/2025

SABYASACHI BANERJEE
-VS-
ASHA MIRCHANDANI WATERSTREET AND OTHERS

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO
Date : 26th March, 2025.

Appearance:

Mr. Arif Ali, Adv.
Mr. Arnab Sardar, Adv.
...for the plaintiff.

Mr. Sourojit Dasgupta, Adv.
Mr. Pallavi Pain, Adv.
...For the defendant No.1

Mr. S. Sengupta, Adv.
Mr. Jitendra Patnaik, Adv.
... for the intervener

1. Mr. Arif Ali, learned Advocate, is appearing for the plaintiff.
2. Mr. Sourojit Dasgupta, learned Advocate, is appearing for the defendant No. 1.
3. Mr. S. Sengupta, learned Advocate, is appearing for the intervener.
4. Counsel for the plaintiff has filed an application being GA/4/2025 praying for recording the death of defendant No. 3 and substitution of the legal heirs of the defendant No. 3 and also for amendment in the plaint.
5. Counsel for the defendant No. 1 prays for time to file affidavit-in - opposition. Let affidavit-in-opposition be filed within two weeks; reply, if any, thereto be filed within a week, thereafter.

6. Counsel for the intervener has filed an application being GA/2/2023 for addition of parties.

7. Counsel for the plaintiff submitted that he has no objection for allowing the application filed by the intervener being GA/2/2023 without prejudice to the rights and contentions of the plaintiff.

8. This Court found that the plaintiff has filed an application for recording the death of the defendant No. 3 and substitution of the legal heirs of the defendant No. 3 wherein the defendant No. 1 has objected for the same and prays for time to file affidavit-in-opposition.

9. This Court has already granted time to file affidavit in opposition and reply in respect of GA/3/2023.

10. This Court is of the view that the GA/2/2023 and GA/4/2025 be taken up together for hearing.

11. Counsel for the intervener prays for leave to file Vakalatnama afresh on behalf of the intervener.

12. Leave is granted to file Vakalatname in the department within a week from date.

13. List the matter appear on 23st April, 2025.

(KRISHNA RAO, J.)