

OD – 6

ORDER SHEET
IA NO. GA/1/2021
In CS/99/2021
IN THE HIGH COURT AT CALCUTTA
Ordinary Original Civil Jurisdiction
ORIGINAL SIDE

SURENDRA SINGH BENGANI
Vs
MADHUKAR NOWLAKHA

BEFORE:

The Hon'ble JUSTICE MOUSHUMI BHATTACHARYA

Date : 20TH SEPTEMBER, 2021.

Appearance :
Mr. Rohit Banerjee, Adv.
Mr. A. Paul, Adv.
Mr. V. Singh Bengani, Adv.

Mr. R. Ghosh, Adv.

The Court: Learned Counsel appearing for the plaintiff seeks to withdraw the suit on the ground that the leave could not have been granted by the Master sometime in April, 2021 when the sole defendant is outside the Ordinary original Civil Jurisdiction of this Court.

Upon hearing learned Counsel, CS No.99 of 2021 is allowed to be withdrawn with costs which are reasonably assessed at Rs. 10,000/- to CRY India within a fortnight from date.

CS No.99 of 2021 is accordingly dismissed as withdrawn. The plaintiff shall be at liberty to file a fresh suit on the self-same cause of action and using the Court fees which have already been paid.

Interim orders shall stands vacated and all connected applications are disposed of in terms of the above.

(MOUSHUMI BHATTACHARYA, J.)