

OD-11

ORDER SHEET

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

CS/198/2011

WHITE CLIFF TEA PVT. LTD. & ORS.
Versus
SANJIB KUMAR DUTTA & ORS.

BEFORE:

The Hon'ble JUSTICE RAVI KRISHAN KAPUR

Date : January 21, 2022.

[Via Video Conference]

The Court: None appears on behalf of the plaintiffs. Nor is any accommodation prayed for on their behalf.

By an order dated 23 December, 2021, this Court had directed the plaintiffs to cure and rectify the defects which had been pointed out during scrutiny of the plaint as far back as in 2011, within a period of one month, subject to payment of costs. This suit has appeared on the returnable date.

It appears from the Report filed by the Department that the plaintiffs have taken no steps in the suit notwithstanding the order dated 23 December, 2021.

Hence, I am of the view that it is evident that the conduct of the plaintiffs has been indolent, casual and negligent. There can be no earthly reason as to why the plaintiffs had taken no steps in curing the defects which had been pointed out during the scrutiny of the plaint by the Department as far back as in 2011.

In the absence of any cause, far less good cause, CS 198 of 2011 stands dismissed for non-compliance of the order dated 23 December, 2021 and for non-prosecution.

All interim orders stand automatically vacated.

(RAVI KRISHAN KAPUR, J.)

RS