

OD - 22 & 23

IN THE HIGH COURT AT CALCUTTA
Civil Appellate Jurisdiction

ORIGINAL SIDE

APOT/44/2023
IA NO.GA/1/2023
MKN INVESTMENT PRIVATE LIMITED
AND ANR.

-Versus-

STATE BANK OF INDIA AND ORS.

APOT/45/2023
IA NO.GA/1/2023
BIPLAB SHANKAR BOSE

-Versus-

STATE BANK OF INDIA AND ORS.

BEFORE :

THE HON'BLE CHIEF JUSTICE T.S. SIVAGNANAM

And

THE HON'BLE JUSTICE HIRANMAY BHATTACHARYYA

Date : 27th September, 2023

Appearance :

Mr.S.N. Mookerjee, Sr. Adv.

Mr. Mainak Bose, Adv.

Ms.Urmila Chakraborty, Adv.

Mr. Rishabh Karnani, Adv.

Mr. Pranav Sharma, Adv.

Mr.Swetank Rai,Adv.

...for the appellant.

Mr. Joy Saha, Sr. Adv.

Mr.Anirban Pramanick, Adv.

Mr.Punarbasm Nath, Adv.

..for the respondent.

The Court : These appeals are directed against the common order passed in WPO/20/2021 and WPO/24/2021. Against the said common order five appeals have been heard and in APOT/46/2023 the appeal was disposed of with the observation that if the appellant with the leave of the learned Writ Court

files a review application, the learned Writ Court was requested to consider the matter on merits and in accordance with law. The said order has been complied with by the said appellant and a review application stated to have been filed. The learned Advocate appearing for the appellant prays for an identical liberty in these appeals as well.

In the light of the above, these appeals are disposed of on the same lines as that of the appeal [APOT/46/2023] dated 5th June, 2023 with an observation that if the appellants with the leave of the learned Writ Court file a review application, the learned Writ Court is requested to consider the matter on merits and in accordance with law. In the event the respondent-bank decides to file an additional affidavit-in-opposition to the grounds raised in the writ petition, leave may be granted to the respondent-bank to do so.

Accordingly, GA/1/2023 stand disposed of.

(T.S. SIVAGNANAM)
CHIEF JUSTICE

(HIRANMAY BHATTACHARYYA, J.)

