

IN THE HIGH COURT AT CALCUTTA  
Special Jurisdiction (Contempt)  
ORIGINAL SIDE

CC/33/2022  
WITH  
CS/272/2016

ITC LTD  
VS  
MURALIDHARAN NAIR AND ORS

BEFORE:  
The Hon'ble JUSTICE RAVI KRISHAN KAPUR  
Date : 16<sup>th</sup> January, 2023.

Appearance:

*Mr. Ranjan Bachawat, Adv.*  
*Mr. Sayan Roy Chowdhury, Adv.*  
*Mr. Paritosh Sinha, Adv.*  
*Mr. J. Roy, Adv.*  
*Ms. M. Mukherjee, Adv.*  
*Mr. M. Das Gupta, Adv.*

The Court:-

**CC/33/2022**

This is an application for contempt of an order dated 15<sup>th</sup> December, 2016. The contemnor no.3 is personally present. An Affidavit of Undertaking filed by the contemnor no.3 be kept with the records.

The petitioner is satisfied with the undertaking given by the contemnor no.3 and submits that he does not want to proceed any further with this application.

In view of the aforesaid, nothing survives in this contempt application.

CC/33/2022 stands disposed of.

**CS/272/2016**

In view of the undertaking filed on behalf of the defendant no.3, it is submitted that no purpose would be served in keeping this suit pending any further.

Accordingly, by consent of the parties, there shall be a decree in terms of prayers (a) to (e) of the plaint insofar as the defendant no. 3 is concerned.

Significantly, by an earlier order dated 6<sup>th</sup> December, 2022, there was also a decree in terms of prayers (a) to (e) insofar as the defendant nos. 1 and 2 were concerned.

The presence of the contemnor no.3 is also dispensed with. The Warrant of Arrest insofar as the defendant no.3 is concerned, also stands discharged.

With the aforesaid directions, CS/272/2016 stands decreed.

(RAVI KRISHAN KAPUR, J.)