

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

EC/644/2018
TATA MOTORS FINANCE LIMITED
VS
MD. TAUFIQUE

BEFORE:

The Hon'ble JUSTICE RAVI KRISHAN KAPUR

Date : 8th August, 2023.

Appearance:
Ms. R. Manna, Adv.
...for the award-holder.

The Court: An adjournment is prayed for on behalf of the award-holder.

It is submitted on behalf of the award-holder that they are unable to effect service on the award-debtor.

The matter has been pending since 2018. By an order dated 20 December, 2018, the award-debtors were directed to file their Affidavit of Assets. However, no Affidavit of Assets has been filed. Thereafter, repeated orders have been passed but the award-debtors are still not traceable.

In such circumstances, in my view, no further opportunity should be granted to ascertain the whereabouts of the award-debtors.

EC/644/2018 stands dismissed.

Liberty is granted to the award-holder to file an appropriate application if the circumstances so warrant.

Liberty is also granted to the award-holder to take back the original award and replace the same with the photocopy thereof.

(RAVI KRISHAN KAPUR, J.)