

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

EC/578/2014
M/S. INDUSIND BANK LTD.
VS
GOUTAM SEN & ANR.

BEFORE:

The Hon'ble JUSTICE RAVI KRISHAN KAPUR

Date : 4th September, 2023.

The Court: It is submitted on behalf of the decree-holder that they have been unable to effect service on the judgment-debtors. The execution application has been pending since 2014. There is an application under Section 34 of the Arbitration & Conciliation Act, 1996 which is also pending.

In view of the fact that the decree-holder has been unable to ascertain the whereabouts of the judgment-debtors after a period of almost a decade, EC/578/2014 stands dismissed for non-prosecution.

Liberty is granted to the decree-holder to file a fresh execution application if the circumstances so warrant and after ascertaining the whereabouts of the judgment-debtors.

(RAVI KRISHAN KAPUR, J.)