

IN THE HIGH COURT AT CALCUTTA
Civil Appellate Jurisdiction
ORIGINAL SIDE
(Commercial Division)

AO-COM/21/2024
WITH
CS-COM/536/2024

DIVIJ MERCANTILES PRIVATE LIMITED
VS
SABITA RUNGTA AND ORS.

BEFORE:

The Hon'ble JUSTICE SOUMEN SEN

AND

The Hon'ble JUSTICE BISWAROOP CHOWDHURY

Date : 5th December, 2024.

Appearance:

*Ms. Anjana Banerjee, Adv.
...for the appellant.*

*Mr. Sudhakar Thakur, Adv.
Mr. S.R. Faraz, Adv.
Ms. Sana Sultana, Adv.
...for the respondents.*

The Court: This appeal is arising out of an order rejecting an application for judgment upon admission filed under Order 13A of the Commercial Courts Act, 2015. This order is not appealable in terms of Section 13 of the Commercial Courts Act, 2015. Learned counsel appearing on behalf of the appellant has fairly conceded that the appeal is not maintainable.

Hence, the appeal is dismissed as not maintainable.

The original certified copy shall be returned to the appellant by the department concerned after retaining a photocopy of the same in order to enable the appellant to take appropriate steps in accordance with law.

(SOUMEN SEN, J.)

(BISWAROOP CHOWDHURY, J.)