

ORDER SHEET

APOT/433/2023

WITH

CP/45/2013

IA NO: ACO/3/2024, ACO/4/2024

IN THE HIGH COURT AT CALCUTTA

Civil Appellate Jurisdiction

ORIGINAL SIDE

IN THE MATTER OF:

UNIT CONSTRUCTION COMPANY PVT. LTD.

AND

PRASHANTA SEN

VERSUS

THE OFFICIAL LIQUIDATOR

BEFORE:

The Hon'ble JUSTICE SOUMEN SEN

AND

The Hon'ble JUSTICE APURBA SINHA RAY

Date : 4th November, 2024

Appearance:

Mr. Arindam Paul, Adv.

Ms. Debarati Das, Adv.

...for the petitioner

Dr. R.P. Motilal, Adv.

Mr. Shubham Banerjee, Adv.

...for the intervention applicant

Ms. Tanushree Dasgupta, Adv.

...for the O/L

The Court: In view of the fact that the liquidation proceeding has been transferred to the NCLT in terms of the order dated 20th September, 2022, we are of the view that the application is not maintainable in this Court. However, the valuer shall be entitled to approach before the NCLT for appropriate reliefs.

On similar grounds, the application for intervention is not entertained and it will be open for the applicant/s to approach the NCLT for appropriate reliefs in accordance with law.

The appeal and the applications stand disposed of.

(SOUMEN SEN, J.)

(APURBA SINHA RAY, J.)

bp/R.Bhar