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

EC/957/2015

KOTAK MAHINDRA BANK LTD
VS
MAITRI MAZUMDER (BHOWMICK) & ANR.

BEFORE:

The Hon'ble JUSTICE RAVI KRISHAN KAPUR

Date : 22nd March, 2024.

Appearance:
Ms. S. Das, Adv.
Mr. Himanshu Bhawsinghka, Adv.

The Court: This is an application for enforcement of an award dated 15th April, 2015. By an order dated 25th April, 2016, a warrant of arrest had been issued against the judgment-debtor no. 2. The warrant of arrest has been extended from time to time. The Report filed by the Deputy Sheriff suggests that the judgment-debtor no. 2 is not traceable and the police authorities have been unable to produce the judgment-debtor no. 2. The whereabouts of the judgment-debtor no. 2 remain untraceable and the award-holder has been unable to furnish the same.

In such circumstances, EC/957/2015 stands dismissed.

All interim orders stand dismissed

The warrants of arrest stand discharged.

Liberty is granted to the award-holder to file a fresh execution application if the circumstances so warrant in accordance with law after ascertaining the exact particulars of the judgment-debtors.

Liberty is also granted to the award-holder to take back the original award after replacing the same with a photocopy thereof.

(RAVI KRISHAN KAPUR, J.)

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