

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA  
(COMMERCIAL DIVISION)  
ORIGINAL SIDE

AS-COM/3/2024

IA NO: GA-COM/1/2024, GA-COM/2/2025

FACTION CO. LTD.  
VS  
THE CHARTERERS PARTIES INTERESTED IN THE  
VESSEL M. T. BD 51 (IMO NO. 9505003) AND ANR.

BEFORE:  
The Hon'ble JUSTICE AJAY KUMAR GUPTA  
Date : 14<sup>th</sup> October, 2025.  
(Vacation Bench)

Appearance:  
Mr. Partho Bhattacharya, Adv.  
Mr. Saikat Mukherjee, Adv.  
... for the plaintiff  
  
Mr. Jayanta Samanta, Adv.  
Mr. Anand Kumar Singh, Adv.  
Mr. Subir Sabud, Adv.  
... for the defendant no.2

The Court :- Mr. Bhattacharya, learned Counsel appearing on behalf of the plaintiff/petitioner submits that his client does not wish to proceed with the instant case and he has received written instruction in this regard. Let the written instruction addressed to the learned Counsel be taken on record.

Accordingly, **AS-COM/3/2024** stands **dismissed** as withdrawn.

On the other hand, learned Counsel appearing on behalf of the respondent/defendant submits that vide Judgment and Order dated 19<sup>th</sup> December, 2024, the respondent/defendant No. 2 had deposited a sum of

Rs. 6 Crore with the Registrar, Original Side, High Court and an intimation was also given to the Advocate-on-Record for the plaintiff.

The respondent/defendant No. 2 is at liberty to withdraw the said deposited amount upon compliance of all legal formalities.

With the above observation, the connected applications being **GA-COM/1/2024** and **GA-COM/2/2025** are also disposed of.

Parties shall act on the server copy of the order.

The copy of the judgment of the Division Bench dated 19<sup>th</sup> December, 2024 is taken on record.

(AJAY KUMAR GUPTA, J.)