

Appellant Vs. Respondent

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SooperKanoon Citation : sooperkanoon.com/1166602

Court : Kolkata

Decided On : Oct-30-2014

Judge : Biswanath Somadder

Appellant : Appellant

Respondent : Respondent

Judgement :

ORDER

SHEET IN THE HIGH COURT AT CALCUTTA ORIGINAL JURISDICTION ORIGINAL SIDE C.P.No.468 of 2009 BENGAL WATERPROOF LTD.And MALVIKA SYNTHETICS (P) LTD.And C.P.No.299 of 2010 BENGAL WATERPROOF LTD.And JET AGE FINANCE PVT.LTD.And C.P.No.311 of 2010 KLASSIC APARTMENT PVT.LTD.And BENGAL WATERPROOF LTD.And C.P.No.11 of 2011 M/S.BENGAL WATERPROOF LTD.And M/S.VISHWA ENTERPRISE And C.P.No.12 of 2011 M/S.BENGAL WATERPROOF LTD.And M/S.TIRUPATI ENTERPRISES And C.P.No.14 of 2011 M/S.BENGAL WATERPROOF LTD.And SAVITA BHARTIA And C.P.No.158 of 2011 BENGAL WATERPROOF LTD.And M/S.CROMPTON INDUSTRIAL & CHEMICAL COMPANY And C.P.No.252 of 2012 BENGAL WATERPROOF LTD.And ANSUYA J.

DOSHI And C.P.No.238 of 2013 BENGAL WATERPROOF LTD.And JAI BOTHRA (HUF) And C.P.No.257 of 2013 BENGAL WATERPROOF LTD.And ANITA BOTHRA And C.P.No.258 of 2013 BENGAL WATERPROOF LTD.And ANUJ BOTHRA And C.P.No.331 of 2013 M/S.BENGAL WATER PROOF LTD.And SMT.

PAYAL SINGHANIA And C.P.No.391 of 2013 BENGAL WATERPROOF LTD.And HITESH BABARIA & FAMILY And C.P.No.404 of 2013 BENGAL WATERPROOF LTD.And SHILPA BABARIA And C.A.No.93 of 2014 With C.P.No.566 of 2011 BENGAL WATERPROOF LTD.And INDRAJIT BALL And M/S.INDIAN JEMS & CHEMICALS Co.And C.P.No.566 of 2011 C.A.No.585 of 2013 C.A.No.353 of 2013 C.A.No.65 of 2014 BENGAL WATERPROOF LTD.And INDRAJIT BALL And C.P.No.199 of 2012 M/S.BENGAL WATERPROOF LTD.And M/S.STAR CREDIT PVT.LTD.BEFORE: The Hon'ble JUSTICE BISWANATH SOMADDER Date: 30th October, 2014.

Appearance: Mr.Dhiren Sharma, Adv.Mr.Rakesh Dev, Adv. for Bengal Waterproof LTD.(except CP199of 2012) Mr.Aninda Bhattacharya, Adv. for the petitioner in CP311of 2010 Mr.Aniruddha Mitra, Adv. for the respondent in CP299of 2010 Mr.Madhu Sudan Sarkar, Adv.Mr.D.Datta, Adv.Mr.Sayan Datta, Adv.Appear in CP566of 2011 with CA93of 2014 And CP566of 2011 with CA585of 2013 with CA353of 2013 Ms.Sonal Shah, Adv. for the petitioning creditor for Manish Enterprises Mr.Rupak Ghosh, Adv.Mr.S.Dewanji, Adv. for the petitioning creditor in CP252of 2012 Mr.S.Dewanji, Adv. for the petitioning creditor in CP391of 2013 and CP404of 2013 The Court: Since the interim order passed in these matteRs.is continuing from 11th February, 2014, let the same stand extended for a further period of three months from date.

The payment shall be made on the same pro-rata basis by the company to its creditors as per the last order dated 28th August, 2014.

So far as C.P.No.566 of 2011 is concerned, it is clarified that the petitioning creditor, namely, Indrajit Ball will be at liberty to proceed with the case No.AC/923 of 2010, which is presently pending before the Court of Eighth Leaned Judicial Magistrate, Alipore, South 24 Parganas.

(BISWANATH SOMADDER, J.) sg2

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