

GAHC010009312024



**THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)**

Case No. : I.A.(Civil)/172/2024

PORESH KATAKY AND ANR
S/O DONDESWAR KOTOKY, R/O CHIRING GAON (NEAR L.P. SCHOOL), P.O.-
DHITAIPHUKHURI, P.S.-SIMLUGURI, DIST-SIBSAGAR, ASSAM, PIN-785685

2: SMTI CHITRABILLA MOHAN KATAKY
W/O SRI PORESH KATAKY
R/O CHIRING GAON (NEAR L.P. SCHOOL)
P.O.-DHITAIPHUKHURI
P.S.-SIMLUGURI
DIST-SIBSAGAR
ASSAM
PIN-78568

VERSUS

M/S CHOLAMANDALAM INVESTMENT AND FINANCE CO LTD AND 3 ORS
REPRESENTED BY ITS DIRECTOR/MANAGER, HAVING ITS REGISTERED
OFFICE AT DARE HOUSE, NO. 2, N.S.C. BOSE ROAD, PARRYS, CHENNAI,
PIN-600001

2:M/S CHOLAMANDALAM INVESTMENT AND FINANCE CO. LTD.
CHOWDHURY ESTATE
55/55/1
CHOWRINGEE ROAD
5TH FLOOR
KOLKATA-700071
HAVING ONE OF ITS BRANCH OFFICE AT 1ST FLOOR
(NEAR BANK OF BORODA)
NEAR DIKHOW BRIDGE
P.O.-SIBSAGAR
P.S.-SIBSAGAR
DIST-SIBSAGAR
ASSAM
PIN-785640

3:M/S CHOLAMANDALAM INVESTMENT AND FINANCE CO. LTD.
REPRESENTED BY ITS MANAGER
ARCON ARCADE
2ND FLOOR
(OPPOSITE TO KANAKLATA INDOOR STADIUM)
B. BARUAH ROAD
ULUBARI
GUWAHATI
DIST- KAMRUP (M)
ASSAM
PIN-781007

4:M/S CHOLAMANDALAM INVESTMENT AND FINANCE CO. LTD.
SIBSAGAR BRANCH
REPRESENTED BY ITS MANAGER
1ST FLOOR
(NEAR BANK OF BORODA)
P.O.-SIBSAGAR
P.S.-SIBSAGAR
DIST-SIBSAGAR
ASSAM
PIN-78564

Advocate for the Petitioner : MR. S N TAMULI

Advocate for the Respondent : MR. S N TAMULI

Linked Case : **WP(C)/7487/2023**

PORESH KATAKY AND ANR
S/O DONDESWAR KOTOKY
R/O CHIRING GAON (NEAR L.P. SCHOOL)
P.O.-DHITAIPHUKHURI
P.S.-SIMLUGURI
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VERSUS

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NO. 2
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P.O.-SIBSAGAR
P.S.-SIBSAGAR
DIST-SIBSAGAR
ASSAM
PIN-785640

3:M/S CHOLAMANDALAM INVESTMENT AND FINANCE CO. LTD.
REPRESENTED BY ITS MANAGER
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B. BARUAH ROAD
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GUWAHATI
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ASSAM
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4:M/S CHOLAMANDALAM INVESTMENT AND FINANCE CO. LTD.
SIBSAGAR BRANCH
REPRESENTED BY ITS MANAGER
1ST FLOOR
(NEAR BANK OF BORODA)
P.O.-SIBSAGAR
P.S.-SIBSAGAR
DIST-SIBSAGAR
ASSAM
PIN-785640

Advocate for : MR. S N TAMULI

Advocate for : appearing for M/S CHOLAMANDALAM INVESTMENT AND FINANCE CO LTD AND 3 ORS

**BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

ORDER

Date : 12-02-2024

Heard Ms. A. Begum, learned counsel for the petitioner.

2. The instant interlocutory application has been preferred seeking impleadment of the following authority :-

1. State of West Bengal, represented by its Chief Secretary,
Nabanna [13th Floor], 325 Sarat Chatterjee Road,
Shibpur, Howrah, West Bengal, Pin-711-102.
2. Commissioner of Police Kolkata, 18 Lal Bazar Street, B.B.D. Bagh, West Bengal,
Pin-700-001.
3. State of Assam, represented by the Chief Secretary, Dispur, Guwahati-06.

as party-respondent no. 5, party-respondent no 6 & party respondent no. 7 in the connected writ petition, W.P.[C] no. 7487/2023, which has been preferred by the applicant as the writ petitioners.

3. Mr. J. Handique, learned Junior Government Advocate, Assam appearing for the proposed party-respondent no. 7 has submitted that so far as the impleadment of the party-respondent no. 7 is concerned, he has no objection.

4. Having regard to the statements and averments made in this interlocutory application about the necessity to implead the afore-mentioned parties as party-respondents in the connected writ petition, W.P.[C] no. 7487/2023, the same is allowed.

5. Ms. Begum, learned counsel for the petitioner shall file amended cause-title in terms of the Notification no. 79 dated 19.06.2023 before the Registry within a period of 7 [seven] days.

6. The Registry after causing the necessary corrections, shall list the writ petition accordingly thereafter, in the motion column.

JUDGE

Comparing Assistant