

**IN THE COURT OF THE ADDITIONAL DISTRICT JUDGE  
1ST COURT, SERAMPORE**

**Present: Smt. Ratna Roy  
(J.O. Code - WB00914)  
Additional District Judge,  
1<sup>st</sup> Court, Serampore, Hooghly.**

**Miscellaneous Appeal No. 76 of 2024  
(C.N.R. - WBHG05-001960-2024)**

**Sri Ashok Mukherjee and Others**

**.....Appellants**

**Versus**

**Sri Sri Sitala Estate and Others**

**.....Respondents**

**Order No. 01 dated 04.11.2024**

This is a Misc. Appeal filed by the appellants being aggrieved by and dissatisfied with order No. 31 dated 27.09.2024 made by the Ld. Civil Judge (Junior Division), 2<sup>nd</sup> Court, Serampore in Title Suit No. 295 of 2022. The appeal has been filed within the period of limitation. Register the same as Miscellaneous Appeal.

The instant appeal is taken up for hearing on the point of admission. I have heard the Ld. Advocate for the appellants, perused certified copy of the impugned order and memorandum of appeal. Considered. Let the appeal be admitted.

To **18.12.2024** for S.R. and appearance.

Appellants also file an application under Order 41 Rule 5(1) read with section 151 of C.P.C., praying for an order of stay of all further proceedings in Title Suit No. 295 of 2022.

Ld. Lawyer for the appellants moves his application for stay.

At this stage, a caveat has been incorporated with the record, being Caveat No. 285/2024, from which it transpires that the respondents have lodged caveat.

Accordingly, issue notice upon the respondents to show cause within fifteen days on receipt thereof as to why the prayer of the appellants as made out in the instant application for stay should not be granted.

To date for S.R., A.D. and further order. Requisites be filed at once.

Dictated & corrected by me.

Sd/- (Smt. Ratna Roy)

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A.S.J.

Additional Sessions Judge,  
1<sup>st</sup> Court, Serampore