



05.05.2025

Item no.03+04

Court No.50

**Ekramuddin Ahmed Alias Nasim & Ors (Mumtaz  
Begum Since Deceased)**

**VS**

**Arfanessa Bibi & Ors.**

Ld. Advocate Mr. Tanaya Banerjee  
appears for appellant and Ld. Advocate Mr.  
Suhrid Sur appears for respondent.

Seen the written note of the  
Superintendent of 'FA' Section wherein the  
following defects are still persisting in the  
instant appeal:

**In file-A**

Page no. Z34 has not been paginated.

**In file-C**

Page no. 1(X) has not been paginated.

**In file-C1**

- i) According to the exhibit list two exhibits are denoted as 4K and 4/A although the documents have been marked as '4(obj)' and '4(obj)' respectively.
- ii) There is no exhibit list on the basis of which the certified copies of the exhibit nos. A to X will be examined page no. 39 to page no. 296. The original exhibits numbered as A to X are not lying with the records. The same are withdrawn from the Ld. Trial Court vide order dated 263 and 264.



- iii) The list of documents denoted as 'exhibit list; in the list of contents ( page no. 36 to 38) is not actually an exhibit list. Since there is authenticity of the given list.
- iv) 'The exhibit lists of defendant no. 4' as per the list of contents (page no. 297 to 298); is missing in the case record.

In view of the fact as stated in the report of the department concerned and after hearing the Ld. Advocates for the appellant and respondent, let the T.C.R in respect of Title Suit No. 54/08 with Title Suit No. 55/08 be sent back to the Ld. Civil Judge, (Sr. Divn), 1<sup>st</sup> Court, Alipore, South 24 Parganas for rectification of the above defects.

In these circumstances Ld. Trial Court is requested to retransmit both the case records after removing the defects as mentioned above within four weeks from the date of receipt of this order.

Both the parties are at liberty to produce the exhibit list they have with them to cooperate with the Ld. Trial Court for removing the defect if Ld. Trial Court so desires.

**(Kallol Chattopadhyay)**

**Registrar Administration (L&OM)**