

ASR 17.  
Ct. no. 24.  
07.03.2025

**SA 271 of 2014**

**Md. Mofizuddin & Ors.  
Vs.  
Azimuddin & Ors.**

**Md. Habibur Rahaman**

**.....For the petitioners**

**Mr. Partha Sarathi Bhattacharyya  
Mr. Raju Bhattacharyya**

**.....For the respondents**

Mr. Shaharayar Alam never appeared in this matter by filing his power.

Mr. Raju Bhattacharyya has all along appeared on behalf of the respondent nos. 2 to 8.

Accordingly, the order of learned Registrar L & OM appears to me not pursuant to the record of this second appeal.

Let the noting of the concerned department regarding learned Advocate S. Alam be ignored.

The TCR has already reached. It is found to be correct and in order. Accordingly, the appellant is directed to prepare requisite number of informal paper book within a fortnight after supplying a copy of the same to the learned Advocate for the respondents.

Let the matter appear in the list on 21<sup>st</sup> March, 2025 under the heading of hearing.

Learned counsel for the appellant submits that during the admission of the appeal on 17<sup>th</sup> February, 2023 the Hon'ble Division Bench of this court has passed an interim order. He prayed for extension of that order.

Having heard learned counsel for the parties and also considering the fact that the interim order was granted by the Hon'ble Division Bench on 17<sup>th</sup> February, 2023 which was extended till three weeks from the date of this order. The present petitioner/appellant has not put in any materials to show that their possession has been disturbed ever. However, no extension has been made since the expiry of the interim order. So, I find no justification to further extend the order which was already been expired after expiry of three weeks from the date of the order.

Accordingly, the prayer for interim order is refused at this stage.

Right of appellant to seek an order of injunction is always there on required circumstances.

**[Subhendu Samanta, J]**