

15.12.2021
Ct. 21
D/L 1
ab

S.A. 636 of 1988
(Via Video Conference)

Aditya Kumar Singha Thakur
-Vs-
State of West Bengal & Ors.

Mr. Malay Bhattaharyya,
Mr. Subhrajyoti Ghosh,

... for the appellant

Mr. Malay Bhattacharyya, learned advocate for the appellant is present.

The learned advocate for the appellant submits that as per the report of the Assistant Registrar-IX, the department has not received the lower Court records of Title Appeal No. 49 of 1981 and the Title Suit No. 42 of 1980 from the Court of the Assistant District Judge, Bankura, now learned Civil Judge (Senior Division). Without lower Court records, it is not possible to conduct the hearing of the appeal.

On perusal of the records, it appears that the Title Suit No. 42 of 1980 was disposed of by the learned Munsif, Bishnupur and the Title Appeal No. 49 of 1981 was disposed of by the learned Assistant District Judge, Bankura.

Therefore, the concerned department is directed to call for the records of Title Suit No. 42 of 1980 from the Court of the learned Munsif, Bishnupur, now the learned Civil Judge (Junior Division) and the Title Appeal No. 49 of 1981 from the Court of the learned Assistant District Judge, Bankura, now the learned Civil Judge (Senior Division) immediately.

Let the said lower Court records be placed before this Court immediately after receiving the same.

(**Kesang Doma Bhutia, J.**)