

5th March,
2026
(AK)
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F.A. 214 of 2022
IA No: CAN 5 of 2025
CAN 6 of 2025

Sri Rabindra Nath Mondal and others
Vs.
Lakshmikanta Parmanya and others

Mr. Sounak Bhattacharya
Mr. Sounak Mondal
Mr. Abhirup Halder
Ms. Bipasha Bhattacharya
...for the appellants.

1. The matter was dismissed for non-prosecution by an order dated November 18, 2025.
2. CAN 5 of 2025 is an application for restoration and/or recalling the said order at the behest of appellant nos. 1 to 10.
3. The premise of CAN 5 of 2025 is an allegation that the appellant no. 11, who was in charge of conducting the litigation on behalf of the appellants, was negligent, due to which the appeal was dismissed.
4. Consequentially, CAN 6 of 2025 has been filed by the appellant nos.1 to 10 for transposition of the appellant no. 11 to the category of proforma respondent.
5. Since valuable rights, not only of the respondents but also of the appellant no. 11, will be affected by the outcome of the applications, in view of the

nature of the allegations made therein, the petitioners in CAN 5 of 2025 and CAN 6 of 2025 shall serve copies of both the applications on the respondents as well as the appellant no. 11 and file an affidavit-of-service to that effect on the returnable date.

6. The applications shall next be listed on March 23, 2026.

(Sabyasachi Bhattacharyya, J.)

(Md. Shabbar Rashidi, J.)