



02.05.2025
SI No.4
Court No.8
(gc)

**FA 138 of 2017
CAN 4 of 2023
CAN 5 of 2023**

**Banaful Sett
Vs.
Tapan Kumar Dey & Anr.**

Mr. Dibashis Basu,
Mr. Arun Bandyopadhyay
... for the Appellant.

1. The affidavit-of-service filed in Court today is taken on record.
2. In spite of notice upon the proposed legal heirs of the respondents, save and except, Smt. Moumita Dutta, the respondents are not represented. However, it appears from the undelivered envelope that Smt. Moumita Dutta died in the meantime.
3. In view of the death of one of the legal heirs of Smt. Banalata Dey, we adjourn this matter till **22nd May, 2025** in order to enable the appellant to take appropriate steps for substitution.
4. A fresh notice be served upon all the legal heirs proposed to be substituted with an intimation that in the event they are not represented on the adjourned date, the pending applications shall be disposed of in their absence.



5. An affidavit-of-service shall be filed on the adjourned date.

(Soumen Sen, J.)

(Smita Das De, J.)