

05.08.2026

Ct. No. 17
Sl. No. 8 & 9
RANJAN

FA 186 of 2011

**RAM AVATAR PROSAD GUPTA
VS.
REBA MONDAL AND ORS.**

WITH

**FA 185 of 2011
IA NO: CAN/5/2023**

**RAM AVATAR PROSAD GUPTA
VS.
REBA MONDAL AND ORS.**

Mr. Saumyen Datta
Mr. Pinaki Brata Ghosh
Mr. Abhinaba Roy

.....for the appellant

Mr. Sounak Bhattacharya
Mr. Sounak Mondal
Mr. Anirban Saha Roy

.....for the respondent

Heard the appellant.

Let this matter appear under the heading “For
Hearing” on August 27, 2026.

The Department is directed to produce the
records of this proceeding on the returnable date
including the Paper Books in respect of FA 185
of 2011.

CAN 5 of 2023

This is an application for recalling of an order
dated 28.03.2023 in FA 185 of 2011.

It is submitted on behalf of the appellant that
for reasons beyond their control they were
unrepresented when the matter was dismissed
for default.

We have considered the averments made in the application and satisfied that there is sufficient cause in the appellant being unrepresented when matter was dismissed for default.

In view of the above, the order dated 28.03.2023 stands recalled, FA 185 of 2011 along with connected applications stands restored to their original file and number.

The application being CAN 5 of 2023 in FA 185 of 2011 is accordingly disposed of.

The Department is also directed to make necessary amendments in terms of the earlier orders of Court. Liberty is granted to both the Advocates appearing on behalf of the appellant and the respondent to take necessary steps in this regard.

[RAVI KRISHAN KAPUR, J.]

[CHAITALI CHATTERJEE (DAS), J.]