

Ct.No.1 D/L 06.01.2026
 31
Saikat
Mukherjee

MAT/911/2025
with
IA NO: CAN/1/2025

FAKIR CHAND MODAK
VS.
STATE OF WEST BENGAL AND ORS.

Mr. Krishna Das Poddar, Adv.
Ms. Mandira Barman, Adv.

...For the Appellant

Per, **Partha Sarathi Sen, J.:-**

In Re: CAN 1 of 2025

1. Affidavit-of-service filed on behalf of the appellant is taken on record.
2. This is an application for condonation of delay in filing the instant appeal.
3. Stamp Reporter reports that there occurred a delay of 122 days in filing the instant appeal.
4. On perusal of the petition under consideration and after hearing the learned advocate for the appellant, we are satisfied that the appellant is successful in explaining the delay in filing the instant appeal since the same occurred on account of his illness.
5. Hence, the prayer is allowed.
6. Consequently, the delay in filing the instant appeal is hereby condoned.

7. Accordingly, Can 1 of 2025 is **disposed of**.

In Re: MAT 911 of 2025

8. At this stage, Mr. Poddar, learned advocate for the appellant, prays for accommodation.

9. Prayer for accommodation is considered and allowed.

10. Let this matter be listed for further consideration under the same heading on **January 28, 2026**.

(SUJOY PAUL, ACJ.)

(PARTHA SARATHI SEN, J.)