

D/L.17.
March 4, 2025.
MNS.

FMA No. 854 of 2024
+
CAN 1 of 2024

Ramen Roy
Vs.
Sambriddhi Real Estate Private Limited
and others

Mr. Satyam Mukherjee,
Mrs. Sayani Ahmed,
Mr. Purnendu Sekhar Ghosh

... for the appellant.

Re : CAN 1 of 2024 (stay application)

1. Despite service, none appears for the respondents at the time of call.
2. Affidavit-of-service filed today be kept on record.
3. In view of a *prima facie* case having been made out for hearing of the appeal and the appeal having been admitted, CAN 1 of 2024 is disposed of by granting stay of operation of the impugned order, being Order No. 22 dated May 17, 2024 passed by the learned Civil Judge (Senior Division), Third Court at Barasat, District: North 24 Parganas in Title Suit No. 58 of 2020, till disposal of the appeal.
4. There will be no order as to costs.

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5. The appellant shall put in requisites for service of notice of appeal on the respondents within a week from date.

6. The trial court records be brought by Special Messenger at the cost of the appellant, which shall also be deposited within a week from date.
7. Upon service of notice of arrival of trial court records on the learned Advocate for the appellant, the appellant shall prepare and file the requisite number of informal paper books without comparing with the records within eight weeks thereafter.
8. Liberty to the parties to mention the appeal for inclusion in the list for hearing as and when the same is made ready for hearing.

(Uday Kumar, J.)

(Sabyasachi Bhattacharyya, J.)