



28.08.2025
Item No.38
Ct. No. 446
KS

C.R.R. 2066 of 2010
With
I.A. No. CRAN 2 of 2025
+
CRAN 3 of 2025

In the matter of: **Aloke Goenka & Anr.**

..... Petitioners

Mr. Avik Ghatak
Ms. Afreen Begum

....For the Petitioners

Mr. K. C. Garg
Ms. Sunita Agarwal

.....For the O.P. No.1

1. On the prayer of the learned advocates appearing for the parties that the compromise has been entered into by and between the parties was mentioned in the order dated 27.08.2025. At this stage, it is seen from the report of Mediation Committee that all efforts for amicable settlement of the dispute has failed and accordingly, the mediation process was closed.
2. Now, it is submitted on behalf of the parties respectively that the entire amount has been paid by the petitioner no.1 after the mediation failed and the matter has been compromised but so far the petitioner no.2 is concerned, he never appeared and with him no compromise can be entered upon.
3. It is inadvertently noted in the order dated 27th August, 2025 that the “compromise has been entered into by and between the parties”.
4. It is seen that the case pertains to an application for restoration of revisional application being, C.R.R. 2066 of 2010 for recalling of the order dated 24th September, 2021, which has been filed alongwith an application under Section 5 of the Limitation Act to condone the delay for a period of 1090 days.



5. Therefore, primarily unless the delay is condoned, the revisional application has no existence. Parties can very well file their compromise petition before the learned Trial Court.
6. At this stage, on the prayer of the learned advocate appearing for the petitioners for further instruction, the matter stands adjourned for a period of two weeks.
7. Let the matter be listed on 16th September, 2025.
8. All parties shall act on the server copies of this order duly downloaded from the official website of this Court.

(CHAITALI CHATTERJEE (DAS), J.)