

20.02.2026
Item No.09
Ct. No.1
PG

M.A.T. 1204 of 2025
With
I.A. No. CAN 2 of 2025
With
I.A. No. CAN 3 of 2025
Shankar Rui Das
Versus
The State of West Bengal & Ors.

Mr. Soujanya Pattanayak
Mr. Syed Murshid Alam
Ms. Barnali Gupta
Mr. Sk. Nijamuddin
Mr. Subrata Ghosh
Mr. Mazid Hossain
Mr. Anish Royfor the appellant

Ms. Sonal Sinha
Mr. Amrita Lal Chatterjee....for the State

PER, SUJOY PAUL, CJ.:

Re: I.A. No. CAN 2 of 2025

1. Parties are represented through their respective learned counsel.
2. I.A. No. CAN 2 of 2025 is taken up seeking condonation of delay of 130 days. The appellant has shown sufficient cause in the application and accordingly, we deem it proper to condone the delay.
3. We order accordingly.
4. Thus, I.A. No. CAN 2 of 2025 stands disposed of.

Re: I.A. No. CAN 3 of 2025

5. Heard on I. A. No. CAN 3 of 2025, which is an application for restoration of M.A.T. 1204 of 2025, which was dismissed on 12.08.2025 for default.
6. Learned counsel for the appellant by taking this Court to paragraphs 4 and 5 submits that non-appearance was unintentional and because of reasons, which were beyond his control. Thus, M.A.T. 1204 of 2025 may be restored.
7. Government counsel raised formal objection.
8. It is seen that the present appellant remained absent in the said matter on three consecutive occasions and therefore, the matter was dismissed on 12.08.2025. In this backdrop, we deem it proper to restore M.A.T. 1204 of 2025, subject to depositing Rs. 1000/- as cost by the appellant before the High Court Legal Services Committee within 15 days.

9. If cost is deposited within aforesaid time and receipt is filed in this case, the Registry shall treat M.A.T. 1204 of 2025 as restored and list the matter before appropriate Bench.

10. With the aforesaid I.A. No. CAN 3 of 2025 is disposed of.

(SUJOY PAUL, CJ.)

(CHAITALI CHATTERJEE (DAS), J.)