

SAT 271 of 2014

With
CAN 6 of 2024
CAN 8 of 2025
CAN 9 of 2025
CAN 10 of 2025

**Aswini Kumar Pramanik (since deceased) represented by his
legal heirs Subir Pramanik & Ors.**

-Vs-

Ramkrishna Pramanik @ Das & Ors.

Mr. Sudhakar Biswas ... for the Appellants

Mr. Amit Baran Dash,
Ms. Ankana Sarkar ... for the respondent no. 1

In Re: CAN 8 of 2025 & CAN 9 of 2025

- 1.** Both the applications have been taken out at the behest of the appellant with a prayer for substitution of the heirs/legal representative of the deceased appellant no. 2, namely Jagadish Chandra Pramanik @ Kachi Pramanik, who died in tested on 12.8.2022.
- 2.** It is stated in the petition that during pendency of this appeal the appellant no.2 died on 20.8.2022 leaving behind his only heir/legal representative, namely, Sarama Pramanik.
- 3.** This application is preferred after causing 806 days of delay. It is said by the learned Advocate for the petitioner that this appellant was prevented by sufficient reasons from not preferring this application with the stipulated period of time and enshrined of the act.
- 4.** I perused the grounds of the petition praying for condonation of delay as well as the petition with a prayer for substitution.

5. I find there is nothing impediment to allow this application.
6. It is further stated by the learned Advocate that the only heir/legal representative of the said deceased appellant no. 2 did not intend to join with the further appeals and as such he may be transposed as respondent no. 18 in this case. The said prayer of the appellant is hereby allowed by directing heir/ legal representative of the appellant no. 2 to be transposed as respondent no. 18 in this appeal.
7. Department is directed to make necessary correction in this regard.
8. Appellant is directed to cause service of notice upon the respondent no. 18 in this case to appear before this Court on the next date fixed and submit affidavit of service on the returnable date.
9. Thus, the applications being **CAN 8 of 2025** and **CAN 9 of 2025** is hereby **allowed** and **disposed of**.

In Re: CAN 6 of 2024

10. With a prayer for speedy disposal of the appeal alongwith prayer and another application with a prayer for adducing evidence order 41 Rule 27 of the Code of Civil Procedure were taken up for hearing alongwith the appeal.

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11. The opposition filed by the respondent no. 1 to the application filed by the appellant under

Order 41 Rule 27 of the Code of Civil Procedure, let it be kept with the record.

12. Let the matter appear in the list on **28th August 2025** at **2:00 P.M.**.

(Prasenjit Biswas, J.)