



6th January,
2025
(AK)
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F.A.T 255 of 2024
IA No: CAN 1 of 2024

Hirak Paul
Vs.
Dipanwita Datta

Mr. Prantick Ghosh
Mr. Prasad Bhattacharyya
...for the appellant/petitioner.

In re: CAN 1 of 2024

1. Affidavit-of-service filed in court today be kept on record.
2. Despite service of notice on the learned Advocate appearing for the respondent in the trial court, none appears for the respondent at the time of call.
3. Accordingly, CAN 1 of 2024 is taken up for hearing *ex parte*.
4. Since a *prima facie* case for hearing the appeal on merits has been made out, CAN 1 of 2024 is disposed of by directing the learned Trial Judge to continue with the final decree proceedings.
5. However, no final decree shall be drawn up till disposal of the appeal without prior leave of this court.
6. There will be no order as to costs.

In re: FAT 255 of 2024

7. The appellant shall put in due requisites within a week from date.



8. The trial court records shall be brought by special messenger at the cost of the appellant, also to be deposited within a week from date.
9. The appellant shall prepare and file the requisite number of paper books within eight weeks from the date of service of notice of arrival of the trial court records on the learned Advocate for the appellant.
10. The trial court shall, however, for the purpose of proceeding with the final decree proceedings, maintain a skeletal record, if necessary.
11. Liberty is given to the parties to mention the appeal for enlistment as and when the same is made ready for hearing.

(Sabyasachi Bhattacharyya, J.)

(Subhendu Samanta, J.)