

19.09.2025
Item No.22
Ct. No.01
Saikat

FMA/1136/2024
with
CA/1/2024
with
CAN/2/2025

**AKKHAND BUILDERS TRIMURTI JV REPN PAWAN
KUMAR SHAH
VS.
ACHYUT MUKHERJEE**

Mr. Rajarshi Dutta, Adv.
Mr. Sarbajit Mukherjee, Adv.
Mr. Pranav Sharma, Adv.

...For the Appellant

Mr. Supratick Syannal, Adv.
Mr. Alokesh Dolai, Adv.

...For the Respondent

In Re: CAN 2 of 2025

1. Affidavit-of-service filed in Court is taken on record.
2. This is an application for substitution. It is stated that the advocate for the respondent informed the learned advocate for the plaintiff on 21st January, 2025, that the respondent, namely, Achyut Mukherjee died in testate on 4th January, 2025, leaving behind widow and daughter. Copy of the said letter is annexed to the application.
3. In view of the aforesaid fact and having regard to the fact that the proposed legal heirs of the deceased are major, the application for substitution is allowed.
4. Accordingly, CAN 2 of 2025 is disposed of.
5. Department is directed to amend the memorandum of appeal and other related cause title consequent upon

the application being allowed within a period of one week from date.

In Re: CAN 1 of 2024

6. The Stay application shall be listed on 27th October, 2025.

[SOUMEN SEN, C.J.(ACTING)]

(BISWAROOP CHOWDHURY, J.)