

6th May,
2025
(AK)
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F.A.T 458 of 2017
IA No: CAN 1 of 2019
(Old No: CAN 7847 of 2019)

Tarun Kumar Poddar
Vs.
Mahamaya Poddar and others

Mr. Pinaki Dhole
Mr. Rabindra Kumar Pathak
Ms. Srijita Mondal

...for the appellant.

Mr. Partha Sarathi Bhattacharyya
Mr. Raju Bhattacharyya

...for the respondent nos.1 to 3.

Ms. Riya Banerjee

...for the respondent no.4.

1. Since the appeal has been preferred against the dismissal of a partition suit, there is no scope of grant of stay.
2. Accordingly, CAN 1 of 2019 (Old No: CAN 7847 of 2019) is disposed of with a direction that the trial court records be brought by special messenger at the cost of the appellant. Such costs shall be deposited within a fortnight from date.
3. In view of appearance of all the respondents through their respective learned Advocates, service

of notice of the appeal on the respondents is dispensed with.

4. 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.
5. Liberty is given to the parties to mention the appeal for inclusion in the list as and when the same is ready for hearing.
6. There will be no order as to costs.

(Sabyasachi Bhattacharyya, J.)

(Uday Kumar, J.)