

D/L- 14
17/09/2025
Ct. No.-6
Aritra

C.O. 3384 of 2025

Sri Uttam Kumar Mandal
Vs.
Sri Sri Manasha Thakurani rep. by
Smt. Mamoni Mandal (Das) & Ors.

Mr. Tanmoy Mukherjee
Mr. Souvik Das
Mr. Rudranil Das

....for the petitioner

By the order impugned, the application under Order 7 Rule 11 of the Code of Civil Procedure stood dismissed.

The learned advocate appearing for the petitioner places reliance upon a decision of the Hon'ble Supreme Court in the case of **Sree Surya Developers & Promoters vs. N. Sailesh Prasad & Ors.**, reported at **(2022) 5 SCC 736** in support of his contention that an independent suit challenging the compromise/consent decree on the ground that it is not lawful is not maintainable.

Petitioner is directed to serve a copy of this application upon the opposite party by registered speed post with acknowledgment due and file an affidavit of service on the next date.

There shall be an order of stay of all further proceedings in Title Suit No.56 of 2018 pending before the learned Civil Judge (Jr. Div.), 1st Additional Court at

Contai till the end of the month of February, 2026 or until further orders, whichever is earlier.

List this matter under the heading 'Contested Application' after 12 weeks.

(Hiranmay Bhattacharyya, J.)