

24th March,
2026
(AK)
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F.A.T 455 of 2025
IA No: CAN 1 of 2025

Prabin Sk @ Prabin Alam and another
Vs.
Sasthi Charan Hazra and others

Mr. Md. Hafiz Ali

...for the appellants.

1. The learned Advocate-on-record for the appellants is granted leave to carry out the necessary rectification to the Memorandum of Appeal to cure the defect during the course of the day.
2. The appeal arises out of a preliminary decree of partition.
3. In view of a *prima facie* case having been made out, we direct that the trial court shall continue with the final decree proceedings; however, no final decree shall be drawn up during pendency of the present application without the prior leave of this court.
4. The appellants shall serve copies of CAN 1 of 2025 on the respondents indicating that the application shall next be listed for hearing in the monthly list of May, 2026, when an affidavit-of-service shall be filed by the appellants in that regard.

(Sabyasachi Bhattacharyya, J.)

(Supratim Bhattacharya, J.)