

24.09.2024
(D/L-18)
Ct.-19
(Susanta)

IN THE HIGH COURT AT CALCUTTA
CIVIL REVISIONAL JURISDICTION

C.O. 3415 of 2024

Shankari Sett & Ors.
-Vs-
Biplab Banerjee

Mr. Bikram Banerjee,
Ms. Sagnika Goswami,
Ms. Shalini Ghosh,

... For the Petitioners.

The Appeal Court below *prima facie* is not justified in setting aside an *ex parte* decree as a consequence of allowing an application under Order XLI Rule 27 of the Code of Civil Procedure.

The revisional application, therefore, requires further consideration upon notice.

The petitioners are directed to give notice to the opposite party as well as to his learned advocate in the Court below.

Let the matter be included in the **Combined Monthly List of December 2024.**

There shall be stay of operation of order no.9 dated June 05, 2024 passed by the Chief Judge City Civil Court at Calcutta in *Miscellaneous Appeal No. 27 of 2023*, **till the end of the month of December 2024** or until further order(s), whichever is earlier.

Parties to act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Biswajit Basu, J.)