



2026:CHC-AS:375-DB

AD-10
Ct No.16
04.02.2026
TN

FAT 469 of 2025
IA No: CAN 1 of 2025

Sanjiv Nandan Sahaya and others
Vs.
Poonawalla Fincorp Limited and another

Mr. Saptansu Basu, Sr. Adv.,
Mr. Gopal Pahari,
Ms. Mandeep Kaur,
Ms. Piyali Kulavi,
Mr. Jagatjyoti Nag

.....for the appellants

Mr. Suman Dutt, Sr. Adv.,
Mr. Siddhartha Banerjee,
Mr. Dwaipayan Basu Mallick,
Mr. Arkaprava Sen,
Ms. Soni Ojha

.....for the respondents

1. The appeal arises out of the rejection of the plaint in a suit filed by the appellants.
2. Learned senior counsel appearing for the respondents submits that a decree of an earlier suit was referred to in the plaint of the plaintiffs/appellants before the trial court. A map was a part of the said decree but was not produced in the trial court.
3. However, it is submitted that the respondents have applied for a certified copy of the said decree, which was referred to in the plaint, which also contains the map. As the decree refers to such map, it is submitted that the map is required to be looked into for the



purpose of complete and proper adjudication of the present appeal.

4. Upon hearing learned counsel, we are of the *prima facie* opinion that the complete decree, which was referred to in the plaint by the appellants themselves in the trial court, ought to be looked into before coming to a final conclusion in the appeal.
5. Accordingly, to enable the respondents to furnish such certified copy, upon service of an advance copy of the same on the appellants, let the matter stand adjourned till February 25, 2026, when the matter shall next be listed under the same heading.
6. Let it be understood that the appeal shall be taken up for hearing along with the application in view of the short question involved.
7. In view of the appearance of the respondents through their learned Advocate, service of notice of the appeal on the respondents is dispensed with and it is deemed that the appeal is ready as regards service. Since the papers are substantially before us, calling for the trial court records and other formalities are dispensed with.

(Sabyasachi Bhattacharyya, J.)

(Supratim Bhattacharya, J.)