

S/L 64
29.07.2026
Court No.9
Swd

IN THE HIGH COURT AT CALCUTTA
CIVIL APPELLATE JURISDICTION
APPELLATE SIDE

SAT 207 of 2024
With
IA NO: CAN/1/2024

Sambhunath Sadhukhan
Vs.
Sisir Kumar Das & Anr.

Mr. Shyamal kr. Das,
Ms. Smita Pal,
Mr. Krishna Yadav.

... for the Appellant.

Mr. Amitabha Ghosh,
Ms. Arpta Paul Biswas.

... for the Respondent.

1. The learned Advocate for the parties are present.
None appears for the respondent in spite of service of notice.
2. Heard learned Advocates. This is an application under Section 5 of the Limitation Act filed by the appellant with a prayer for condoning the delay in preferring the appeal which is about 53 days.
3. Upon perusing the petition and upon hearing the learned Advocates it appears that the appellant could not get the entire copy of the decree for the purpose of preferring this appeal.
4. Thus, there is a delay in filing the appeal. Upon hearing the learned Advocate, this Court is of the view that in the interest of justice this application

should be allowed. Thus, I allow the prayer of the appellant for condoning the delay. The delay in preferring this appeal is condoned.

5. The application CAN 1 of 2024 stands disposed.
6. Let this matter be placed before the Hon'ble Division Bench having determination in the matter for the purpose of admission.

(BISWAROOP CHOWDHURY, J.)