

26.03.2021
SL No.1 wt 2
Court No.12
(gc)

SA 625 of 2008
With
CAN 1 of 2006
(Old No: CAN 1949 of 2006)
With
CAN 3 of 2021

Sudarshan Dalui @ Dolui
Vs.
Sanat Chandra Dhali

With
SAT 4607 of 2005
With
CAN 1 of 2006
(Old No: CAN 1948 of 2006)
With
CAN 3 of 2010
(Old No. CAN 10866 of 2010)

(Via Video Conference)

Mr. Amal Kr. Saha,
...for the Appellant.
Mr. Animesh Das,
...for the Respondent.

Re: CAN 3 of 2021

This is an application for recalling of the order dated 22nd January, 2021. The petitioner/appellant is not being able to comply with the direction passed by reason of the deeming clause in the order, the appeal as on date stands dismissed.

The learned Counsel for the petitioner submits that he is now able to submit the original deed dated 29th March, 1971, being Exhibit No.6, in the department and pray for recalling of the said order.

In view of the fact that the petitioner is now being in a position to file the original deed dated 29th March, 1971, being Exhibit No.6, we direct the department to accept the said document.

The time to file paper book is peremptorily extended by two weeks upon payment of cost of Rs.10,000/- to the respondent. Unless the cost is paid, the appeal shall stand dismissed without any further reference.

(Saugata Bhattacharyya, J.)

(Soumen Sen, J.)