

SDL. 18.  
February 5, 2026.  
MNS.

FAT No. 510 of 2025  
+  
CAN 1 of 2025

Imaul Gharami @ Imamul Gharami @ Runu  
Sekh Gharami and others  
Vs.  
Fate Bibi and others

Mr. Surya Prasad Chattopadhyay,  
Mr. Arjun Samanta,  
Mr. Samudranil Nandi

... for the appellants.

Re : CAN 1 of 2025 (stay)

1. The Stamp Reporter's report to the effect that the appeal is time-barred appears to be erroneous upon a calculation of the time of applying for the certified copy and the period elapsed in between such date and the date when the copy was ready for delivery.
2. Thus, we ignore such report and proceed to take up the application for stay and injunction for hearing.
3. The present appeal arises against a preliminary decree of partition.
4. The learned trial Judge shall continue with the final decree proceedings during the pendency of the application; however, the learned trial Judge shall not draw up any final decree without leave of this Court till disposal of the application.
5. The parties shall maintain *status quo* as regards possession and the nature and character of the suit property as well as in respect of alienation of the suit

property in favour of third parties till disposal of the application.

6. The appellants shall serve copies of the application on the respondents indicating that the same shall be listed in the monthly list of March, 2006, when the appellants shall file an affidavit-of-service to that effect.

(Biswaroop Chowdhury, J.) (Sabyasachi Bhattacharyya, J.)