

**MAT 2192 of 2023**  
with  
IA No. CAN 1 of 2024  
and  
IA No. CAN 2 of 2025  
**(Sabitri Ghosh Vs. State of  
West Bengal & Ors.)**

**Dr. Debabrata Karan**  
**Mr. Debpriyo Karan**  
**Ms. Arpita Saha**

**..... For the appellant**

**Mr. Gourav Das**  
**Mr. Debapriya Chatterjee**

**..... For the State respondents**

Affidavit-of-service, as filed, be kept on record.

**Re: CAN 2 of 2025**

This is an application for substitution.

Dr. Karan, learned advocate representing the applicant, submits that during the pendency of the present appeal, the appellant, namely, Sabitri Ghosh, died on 23rd December, 2024, leaving behind the heirs as detailed in paragraph 7 of this application. He further submits that, in the interest of justice, those heirs need to be brought on record.

Mr. Das, learned advocate enters appearance on behalf of the State respondents.

Having heard the learned advocates appearing for the respective parties and upon perusal of the materials on record, we are of the view that the right to sue survives in favour of the applicants, and that they are majors and sui juris; accordingly, for effective adjudication of the present

appeal, they need to be substituted in place and stead of the deceased appellant.

In view of the above, this application is allowed.

The legal heirs of the deceased appellant, as detailed in paragraph 7 of the application be substituted in place and stead of the deceased appellant, namely, Sabitri Ghosh.

Office is directed to make necessary correction in the cause title of the memorandum of appeal and its connected application.

List the matter for further consideration three weeks hence.

**(Partha Sarathi Chatterjee, J.) (Tapabrata Chakraborty, J.)**