

25.03.2026
Item No. 8
Court No.8.
AB

**FMA 1325 of 2025
With
CAN 3 of 2025**

**Joyce Mathias & Anr.
Vs
Victor Charles Mathias**

Mr. Rwitendra Banerjee,
Mr. K. Samiul Haque,
Mr. Parvez Mullick ...for the Appellants.

Dictated by Arijit Banerjee, J.

In re : CAN 3 of 2025

1. Affidavit of service filed in Court today on behalf of the applicants, be kept with the records.
2. In spite of receipt of notice, nobody appears for the respondent.
3. FMA 1325 of 2025 (Joyce Mathias & Anr. Vs. Victor Charles Mathias) was disposed of by a co-ordinate Bench by an order dated September 3, 2025, by referring the parties to mediation since the parties had agreed to try out mediation. Certain other directions were also issued in that order.
4. Today, learned advocate for the appellants appears and tells us that the mediation has failed. In our records we find the final report of mediator which also records failure of the process of mediation.
5. We record the above fact. We also clarify that the interim order vide paragraph 2 of the order dated

September 3, 2025, shall continue till disposal of the suit being Title Suit No.568 of 2024 pending before the learned 5th Bench, City Civil Court at Calcutta.

6. CAN 3 of 2025 is disposed of.

(Apurba Sinha Ray, J.)

(Arijit Banerjee, J.)