



42 26.4.2022
Sc Ct. no.8

I. A. No. CAN 1 OF 2021
in
FAT 328 OF 2020

Amal Kumar Ghosh

Vs.

Rathindra Mohan Ghosh & Ors.

Mr. Prabir Kumar Misra
Mr. Shyamaol Chakraborty
Mr. Shibendra Nath Chattopadhyay
Mr. Priyam Misra.

... For the Plaintiff/
Appellant/Applicant

I. A. No. CAN 1 of 2021 is an application for expeditious hearing of the appeal.

The appeal is arising out of a judgment and decree in a suit for partition. The suit was dismissed on contest. The plaintiff is the appellant.

Mr. Prabir Kumar Misra, learned advocate is appearing on behalf of the appellant/applicant. The respondents are not represented.

Requisites be put in by the appellant for service of notice of appeal on the respondents within a week from date.

The appellant shall deposit special messenger costs by 29th April, 2022 for facilitating transmission of the lower court records from the Court of Civil Judge (Senior Division), Serampore, Hooghly to this Court.



As soon as the lower court records arrive, office shall examine the same and if found complete, it shall serve notice of arrival of the lower court records upon the learned advocate for the appellant so that the appellant can file requisite number of informal paper books - printed, typewritten or cyclostyled incorporating all papers used before the court below, within six weeks thereafter.

Copy of the paper books shall be served on the learned advocate for the respondents immediately after the paper books are filed in the department.

As soon as the paper books are filed and served on the respondents, the appellant shall be at liberty to mention the appeal for hearing.

The application being I.A. No. CAN 1 of 2021 is disposed of.

We make it clear that the above directions are peremptory.

(Ajoy Kumar Mukherjee, J.)

(Soumen Sen, J.)