

OD 15

IN THE HIGH COURT AT CALCUTTA  
Ordinary Original Civil Jurisdiction  
ORIGINAL SIDE

CS/1147/1947

IA NO: GA/1/1999(Old No:GA/2788/1999), GA/4/2008(Old No:GA/3774/2008), GA/16/2012(Old No:GA/1285/2012), GA/29/2015(Old No:GA/650/2015), GA/33/2016(Old No:GA/967/2016), GA/34/2016(Old No:GA/968/2016), GA/35/2017(Old No:GA/1134/2017), GA/39/2017(Old No:GA/2928/2017), GA/40/2017(Old No:GA/2929/2017), GA/43/2019, GA/45/2020, GA/52/2021

SMT. SAILI GHOSE & ORS.  
VS  
DEBAPRIYO SEN & ORS.

BEFORE:

The Hon'ble JUSTICE SUGATO MAJUMDAR  
Date : 6<sup>th</sup> September, 2023.

APPEARANCE:

Ms. Geetika Agarwal,Adv.  
Mr. Sagar Chowdhury,Adv.

Mr. Sanjib Bandyopadhyay,Adv.  
...for def. nos. 2,2A & 2B.

The Court:-None appears for the plaintiff.

The learned Counsel for the defendant nos. 5(a)((1) to 5(a)(6) submits that they have recently received brief and seeks for an accommodation.

The learned Counsel for defendant nos. 2, 2A and 2B invited attention of this Court that no supplementary affidavit is filed on behalf of the plaintiff although so directed on 4<sup>th</sup> July, 2023 along with death certificate. This was so directed earlier also on 21<sup>st</sup> June, 2023. Although GA No. 54 of 2023 was allowed, death certificate is not filed as yet. It is necessary, therefore, to recall

the order to delete death of Nilima Dutta since no cogent document is there before this Court. Therefore, prayer (b) in GA No. 54 of 2023 is recalled. Till filing of death certificate deleting name of Nilima Dutta shall be kept in abeyance.

A copy of this order may be sent to the learned Registrar, Original Side for reinserting the name of Nilima Dutta which has been struck off.

The matter stands adjourned to 12<sup>th</sup> October, 2023.

(SUGATO MAJUMDAR, J.)