

OD-4

ORDER SHEET

CS/135/2023

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

DHANANJOY BHAR  
-VS-  
AMIT BHAR AND ORS

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : July 18, 2024.

Appearance:

Mr. Rajarshi Dutta, Adv.  
Mr. Shounak Mukhopadhyay, Adv.  
Ms. Manisha Das, Adv.  
Mr. Sayantan Bose, Adv.  
... for the plaintiff

Mr. Pranit Bag, Adv.  
Mr. Debdatta Saha, Adv.  
... for the defendants

The Court: Mr. Rajarshi Dutta, learned Advocate, is appearing for the plaintiff.

Mr. Pranit Bag, learned Advocate, is appearing for the defendants through virtual mode.

The matter is listed today as "To Be Mentioned" on the prayer made by the counsel for the plaintiff.

By an order dated 3<sup>rd</sup> April, 2024 this Court has fixed the matter as undefended suit and the plaintiff was directed to file Judge's Brief of Documents. Now the plaintiff has mentioned the matter and prayed for appointment of Commissioner for recording the evidence of the plaintiff's witness on commission.

Learned counsel for the defendants submits that being aggrieved with the order dated 3<sup>rd</sup> April, 2024, the defendants have preferred an appeal and the appeal is pending for adjudication and he prays for adjourning the matter for four weeks so that in the meantime the appeal filed by the defendants can be heard out.

Considered the submission made by the counsel for the respective parties.

As the defendants have preferred an appeal though there is no order of stay, but for the interest of justice, the case is adjourned for two weeks.

Let the matter appear on 7<sup>th</sup> August, 2024.

(KRISHNA RAO, J.)

RS