

IN THE HIGH COURT AT CALCUTTA  
ORDINARY ORIGINAL CIVIL JURISDICTION

IA No. GA/9/2024  
In  
CS/246/2022  
MANOJ KUMAR GUPTA  
VERSUS  
SRI ALOKE KUMAR GUPTA & ORS.

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date: 19<sup>th</sup> February, 2024.

Appearance:

Mr. Jit Ray, Adv.

Mr. Nilkadri Khanra, Adv.

For the applicant.

Mr. Sabyasachi Sen, Adv.

Mr. Deb Kumar Sen, Adv.

For the defendants/respondents.

The Court:- This is an application for recalling of an order dated 25<sup>th</sup> January, 2024 by which the defendant no. 8 application being IA No. GA 6 of 2023 in CS/246/2022 filed in the above suit was dismissed for default with a further prayer to restore the application to its original file and number.

The explanation given by the defendant no.8 in support of being prevented from appearing before the Court even at the second call is satisfactory. The order dated 25<sup>th</sup> January, 2024 is recalled and the application being IA No. GA 6 of 2023 in CS/246/2022 is restored to its original file and number.

The application being IA No. GA 9 of 2024 in CS/246/2022 stands disposed of.

Since I have not called for any affidavit, the allegations contained in the application are deemed to have not been admitted.

(ARINDAM MUKHERJEE, J.)

snn.