

IN THE HIGH COURT AT CALCUTTA
[CIRCUIT BENCH AT PORT BLAIR]

FAT/3/2025

Shri. S.Palaniappan
Vs
Shri. Vellaswamy

Mr. Arul Prasanth ... for the appellant

Mr. KMB Jayapal ... for the respondent

April 8, 2025
[AKB]
Item No.8

We have been informed by the learned advocates appearing for the respective parties that in the other appeal being FAT/2/2025 preferred against the judgment dated 26th February, 2025 and decree dated 06th March, 2025 in Other Suit No. 156 of 2014, a Coordinate Bench of this Court passed an order dated 24th March, 2025 admitting the said appeal subject to the result of a pending Special Leave Petition in which the judgment delivered in *Robin Bagchi vs Dr. M Joy and others in FAT/3/2022* is under consideration.

By the judgment and decree impugned in the said appeal the counter claim filed by the appellant was also dismissed. Challenging the same, the present appeal has been preferred.

In the said conspectus, we admit the present appeal subject to the result of the pending Special Leave Petition.

As both the appeals are arising out of the same judgment and decree, the same shall be heard analogously.

In view thereof, list the present appeal along with earlier appeal being FAT/2/2025 before the next available Circuit Bench.

(Tapabrata Chakraborty, J.)

(Apurba Sinha Ray, J.)