

ITEM NO.41

COURT NO.5

SECTION XVI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 7368-7369/2026

[Arising out of impugned final judgment and order dated 10-12-2025 in MAT No. 1997/2025 and in MAT No. 1999/2025 passed by the High Court at Calcutta]

ATIYA SABA AHMED

Petitioner(s)

VERSUS

KUSHAN NANDY & ORS.ETC.

Respondent(s)

IA No. 56422/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 16-03-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) Mr. T. Raja, Sr. Adv.
Mr. Md. Hanzla Kazim, Adv.
Mr. Amrendra Kumar Singh, Adv.
Mr. Karmendra Pratap Singh, Adv.
Mr. Ritesh Kumar, Adv.
Ms. Rashi Arora, Adv.
Mr. Mohammad Aslam, AOR

For Respondent(s) Mr. Shyam Divan, Sr. Adv.
Mr. Arindam Banerjee, Sr. Adv.
Ms. Sudeshna Bagchi, Adv.
Ms. Sonia Dube, Adv.
Ms. Kanchan Yadav, Adv.
Ms. Anshula Laroiya, Adv.
Ms. Atasi Sarkar, Adv.
Ms. Saumya Sharma, Adv.
Mr. Tanishq Sharma, Adv.
For M/S. Victor Moses & Associates, AOR

UPON hearing the counsel the Court made the following
O R D E R

The application for exemption from filing c/c of the impugned judgment is allowed.

Issue notice, returnable on 05.05.2026.

Ms. Sudeshna Bagchi, learned counsel representing M/S. Victor Moses & Associates, AOR accepts notice on behalf of the respondent No.1. Let the counter affidavit be filed within a period of four weeks.

Rejoinder affidavit thereto, if any, shall be filed within two weeks, thereafter.

In the meantime, any construction on the subject plot(s) shall be subject to the final order which is to be passed in the present Special Leave Petition.

We further make it clear that no third party rights shall be created qua the subject property.

(SWETA BALODI)
ASTT. REGISTRAR-cum-PS

(POONAM VAID)
ASSISTANT REGISTRAR