

Ct. 10.04  
No. 652 2024  
166  
akb

**S.M.A. 9 of 1999**  
**Biswanath Bhangi & Ors.**  
**-Versus-**  
**Dulal Mondal & Ors.**

**Mr. Nirmalya Kumar Das**

**...For the Appellants**

**Re.: IA. No. CAN 3 of 2022 (Recalling)**

This is an application for recalling the order dated 15<sup>th</sup> June, 2016 which was passed in compliance with an order passed by a Division Bench of this Court dated 11<sup>th</sup> April, 2016.

In such view of the matter, liberty is given to the petitioners/appellants to move before the appropriate Bench.

It further appears that some connected applications were disposed of vide order dated 26<sup>th</sup> July, 2023 as it was not pointed out before this out that the Second Miscellaneous appeal, being S.M.A. 9 of 1999 has already been dismissed vide order dated 15<sup>th</sup> June, 2016 read with order dated 11<sup>th</sup> April, 2016.

In such view of the matter, the order dated 26<sup>th</sup> July, 2023 is hereby recalled.

**( Ajoy Kumar Mukherjee, J.)**