

11.1.2023
174
Ct. no. 652
sb

**CO 145 of 2017
With
CAN 2 of 2018
(Old CAN 1290 of 2018)**

**Smt. Saraswati Shaw & ors.
Vs.
Smt. Neetu Surana & Anr.**

Mr. Avijit Chakraborty ...for the Petitioners

Mr. Rohit Das
Mr. Kishwar Rahman
Mr. Indradip Das
Mr. Preetam Majumder ..for the opposite parties

Re: CAN 2 of 2018

Affidavit of service filed by the petitioners is taken on record.

The ground shown in the restoration application is sufficient. Opposite party did not raise any objection. Let the revisional application be restored in its original file and number.

Accordingly, CAN 2 of 2018 (Old CAN 1290 of 2018) is disposed of.

Re: C.O. 145 of 2017

Being aggrieved by the order dated 16th December, 2016, the present revisional application has been preferred. By the impugned order, Learned court below was pleased to allow the plaintiff's prayer for examination of learned advocate commissioner.

Learned counsel for the opposite parties by filing a copy of the examination of the learned advocate commissioner, submits that the examination of learned commissioner has already been completed by the trial court on 12th December, 2022. Accordingly, the present application has become infructuous.

In view of above, C.O. 145 of 2017 is dismissed as infructuous.

(Ajoy Kumar Mukherjee, J.)