

(02)
22.09.2021
(p.jana)

**IN THE HIGH COURT AT CALCUTTA
CIVIL APPELLATE JURISDICTION**

(Via Video Conference)

SA No. 827 of 1961

**Jitendra Nath Chakraborty since deceased his
heirs and legal representatives
Sm. Urmila Bala Debi & ors.**

-versus-

**Panchu Gopal Neogy since deceased his heirs
and legal representatives Sm. Jamunabala Neogi
& ors.**

None appears on behalf of the parties either
virtually or physically on call.

Seen the office report dated September 21,
2021.

It appears from the said report that the
incomplete Lower Court Records were received by
the department. There is no use of further pursuit
in bringing the other parts of the said Lower Court
Records from the Court below inasmuch as the
appeal is pending since 1961, no steps have been
taken by the appellants for disposal of the second
appeal during this long period.

It is therefore clear that the appellants have
lost their interest to proceed with the second
appeal.

Accordingly, SA 827 of 1961 is dismissed for
default without any order as to costs.

The part of the Lower Court Records received by the department be sent down to the concerned Court below immediately.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance of all requisite formalities.

(Biswajit Basu, J.)