

22.03.2021
KC(6)

F.M.A.T. 175 of 2021
Anwarul Islam @ Shaikh Anwarul Islam and Anr.
-versus-
Maimuna Iqbal and Anr.
With
CAN 1 of 2021

(Via Video Conference)

Mr. Debdut Sinha,
Md. Shaiful Alam.....For the appellants.

Mr. Tarique Quasimuddin,
Mr. Abbas Ibrahim Khan.....For the respondents

We propose to dispose of this appeal, dispensing
with all formalities.

It is against an ad-interim ex parte order dated
29th January, 2021 of the learned City Civil Court,
Calcutta.

It is an ad-interim order restraining the
appellants “from causing any obstruction and/or
disturbance in the peaceful possession of the suit flat
and suit shop at premises being no. 7/1, Marquis
Street, P.S.-Park Street, Ward no.-62, Kolkata-700 016”
and “from creating any third party right, title and
interest over the aforesaid flat and shop”.

The interim order was operational till 1st March,
2021. It has subsequently been extended.

The application was to appear before the learned
court on 1st March, 2021.

We are almost at the end of March, 2021. It would be proper and subserve the ends of justice if the returnable date of the application is fixed by the court below as early as possible and the application heard out by it in the presence of the parties expeditiously. At that stage the court shall once again consider extension of the interim order or vacation thereof.

All points are kept open before the court below.

The appeal (F.M.A.T. 175 of 2021) and the application (CAN 1 of 2021) are disposed of.

(I.P. MUKERJI, J.)

(MD. NIZAMUDDIN, J.)