

F.A.T. 603 of 2018

Sarju Bajaj
Vs.
Sarita Bajaj Nebhwani

Mr. Rudradeb Chaudhuri
Mr. K.N. Jana **For the Appellant.**

Mr. Adil Rashid
Mr. R.K. Khandelwal
Mr. Subir Banerjee
Ms. R. Singh **For the Respondent.**

Mr. Rudradeb Chaudhri, learned counsel for the appellant submits on instruction that his client does not want to proceed with the appeal.

Accordingly, the appeal FAT 603 of 2018 is dismissed as withdrawn.

Interim order, if any, is vacated.

It is jointly submitted by learned counsel that the exhibits in the suit are urgently needed to effect sale of the subject property before the ensuing puja.

Considering this submission, we direct that the lower court records be expeditiously transmitted by a special messenger at the cost of the appellant to the learned court below so that it positively reaches that court by 24th September, 2021.

S.D.

The special messenger cost is to be put in by 20th September, 2021.

The learned district judge, Alipore is to ensure that the exhibits are returned to the parties by 30th September,

2021.

Let a copy of this order be sent to the learned Registrar General of this Court and the district judge, Alipore to ensure compliance with this order.

(I.P. Mukerji, J.)

(Aniruddha Roy, J.)

