

IN THE HIGH COURT AT CALCUTTA
CIVIL APPELLATE JURISDICTION
APPELLATE SIDE

CAN 1 of 2022
with
CAN 2 of 2022
in
FMA 623 of 2004

Smt. Dipali Dutta & Ors.
Vs.
Dilip Paul & Anr.

Mr. Sanajit Kumar Ghosh
... For the appellants/claimants

In re: CAN 1 of 2022

Learned advocate on behalf of the appellants/
claimants is present and submits that this application has
been filed for condonation of delay in filing an application
for recording the death of the appellant/claimant no.3.

Considering the nature of the prayer, the delay is
condoned.

The application under Section 5 of the Limitation
Act, being CAN 1 of 2022, stands disposed of.

In re: CAN 2 of 2022

This application has been filed for recording the
death of the appellant/claimant no.3 supported by one
death certificate showing the death of Purnima Rani Dutta
on 8th September, 2010. It is submitted that other legal
heirs are already on record.

In such circumstances, the prayer for recording the death of Purnima Rani Dutta is allowed.

The Department is directed to expunge the name of the appellant/claimant no.3 from the Memorandum of Appeal.

The application, being CAN 2 of 2022, stands disposed of.

Learned advocate for the applicants/claimants is directed to furnish bank account particulars of the surviving claimants to the learned advocate for the Insurance Company within three weeks from date.

(Bibhas Ranjan De, J.)