

21.11.2022
KC(13)

F.M.A. 677 of 2022
Rakesh Sethi
-versus-
Rajeev Sethi
With
CAN 1 of 2022
With
CAN 2 of 2022

Mr. Dhiraj Trivedi,
Mr. Bikash Kumar Singh,
Mr. Sunil Gupta.....For the appellant.

Mr. Rahul Karmakar,
Mr. Sounak Mukherjee.....For the respondent.

Re: CAN 1 of 2022.

Sufficient cause is shown.

We condone the delay and allow the Section 5
application (CAN 1 of 2022).

We direct the department to register the appeal.

Re: F.M.A. 677 of 2022 and CAN 2 of 2022.

Upon hearing learned counsel for the parties, we
dispose of the appeal (F.M.A. 677 of 2022) and the stay
application (CAN 2 of 2022) by directing the learned
court below to decide the application for grant of
probate pending before it by 20th December, 2023,
preferably.

The impugned interim order shall continue till the
disposal of the probate case.

(I.P. MUKERJI, J.)

(BISWAROOP CHOWDHURY, J.)

