

22.11.2022  
KC(67)

F.M.A.T. 322 of 2022  
Shyam Sundar Paul  
-versus-  
Sankita Paul and Ors.  
With  
CAN 1 of 2022

Mr. Biswajit Chatterjee,  
Mr. Sanjib Kumar Mukherjee,  
Md. Sukur,  
Ms. Nargis Parvin.....For the appellant.

Mr. Amitabrata Ghosh,  
Ms. Nabanita Chatterjee.....For the respondents.

We admit the appeal.

Dispensing with all formalities we are disposing of  
it by this judgment and order.

The impugned ex parte interim order was passed  
by the learned court below on 19<sup>th</sup> May, 2022. The  
application was returnable on 17<sup>th</sup> June, 2022. This  
appeal has been filed around the end of August or first  
week of September, 2022.

Hence, there is little justification for hearing of  
the matter by us. On the contrary, it is necessary that  
the interim application is heard out by the learned court  
below by fixing another date for hearing thereof and  
disposing of the same on hearing the parties by a  
reasoned order within eight weeks from the date of  
communication of this order.

We order accordingly.

All points are kept open before the learned court below.

Learned counsel for the respondents prays for an order directing the matter to be sent for mediation.

He is at liberty to renew such prayer before the learned court below.

The appeal (F.M.A.T. 322 of 2022) and the connected application (CAN 1 of 2022) are disposed of.

(I.P. MUKERJI, J.)

(BISWAROOP CHOWDHURY, J.)