

18.01.2024
Item No.27
Court No.6.
S. De

**F.M.A. 304 of 2019
With
I.A. No. CAN/3/2023**

**Gopa Banerjee & Ors.
Vs.
The State of West Bengal & Ors.**

Mr. Tanmoy Mukherjee,
Mr. Partha Pratim Roy,
Mr. Atish Ghosh,
Ms. Antara Dey,
...for the appellants.
Mr. Debabrata Banerjee,
Mr. Samir Kr. Chakraborty,
...for the respondent no.6.
Mr. Satyajit Talukdar,
Ms. Rutika Verma,
...for the K.M.D.A.

Affidavit-of-service filed in Court be kept with
the records.

In re: I.A. No. CAN 3 of 2023.

This is an application for restoration of FMA 303
of 2019 and FMA 304 of 2019, which were dismissed
for default on July 24, 2023.

Having heard learned counsel for the parties, we
are satisfied with the explanation furnished for
absence of learned advocate for the appellants on the
day the matters were dismissed for default.

Accordingly, the order dated July 24, 2023 is
recalled.

FMA 303 of 2019 and FMA 304 of 2019 are restored to their original files and numbers.

I.A. No. CAN 3 of 2023 is, accordingly, disposed of.

List these two appeals one after the other under the heading “Hearing” on February 8, 2024.

(Apurba Sinha Ray, J.)

(Arijit Banerjee, J.)