

AD-35
Ct No.09
12.04.2024
TN

WPA No. 699 of 2023
IA No: CAN 1 of 2023

Narayan Chandra Ghosh
Vs.
UCO Bank and others

Mr. Shamit Sanyal,
Ms. Priyakshi Banerjee

.... for the applicant

In Re: IA No: CAN 1 of 2023

1. None appeared for either of the parties when the matter was dismissed for default.
2. Accordingly, further service of notice is not directed, adopting the principle of Order IX Rule 4 of the Code of Civil Procedure. Affidavits-of-service filed today, however, be kept on record.
3. Since sufficient grounds have been made out by the petitioner for his absence on the relevant date, IA No: CAN 1 of 2023 is allowed, thereby recalling the order dated March 13, 2023 and restoring WPA No. 699 of 2023 to its original file and number.
4. There will be no order as to costs.
5. Urgent photostat certified copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

In Re: WPA No: 699 of 2023

6. Let the writ petition be listed for hearing in due course.

(Sabyasachi Bhattacharyya, J.)