

11.01.2023
KC(11)

F.M.A.T. 469 of 2022
Sk. Riyajul
-versus-
Sk. Jiyaul
With
CAN 1 of 2022

Mr. Debjit Mukherjee,
Ms. Susmita Chatterjee,
Ms. Dipanwita Ganguly,
Mr. Kaustav Bhattacharya.....For the appellant.

An affidavit of service is on record. None appears
for the respondent.

This is an appeal from a judgment and order of
the learned court below refusing to pass an order of
injunction restraining the respondent/defendant/seller
from alienating the property.

On appeal on 20th December, 2022 we admitted it
and directed the respondent/defendant “not to transfer,
encumber or deal with the subject property till 10th
January, 2023 or until further order, whichever is
earlier”.

Mr. Mukherjee, learned advocate for the appellant
submits that the next date of hearing before the learned
court below is 3rd February, 2023.

We dispose of this appeal directing continuance of
our above interim order dated 20th December, 2022 till
disposal of the interim application before the learned

court below or until further order passed by that court, whichever is earlier. All points are kept open before the learned judge.

The appeal (F.M.A.T. 469 of 2022) and the connected application (CAN 1 of 2022) are disposed of.

(I.P. MUKERJI, J.)

(BISWAROOP CHOWDHURY, J.)