

28.04.2025

Court No.652
Sl. No.57
Mujahid/
Sudipta

**CO 404 of 2023
With
CAN 1 of 2024**

**Abhimanyu Mondal
Vs.
Kamalendu De & Ors.**

Mr. Meghnad Dutta,
Mr. Abhishek Shaw

...for the petitioner

In Re: CAN 1 of 2024

The present application has been moved for restoration of CO 404 of 2023 which was dismissed for default on 12th December, 2024.

Notice of the application has duly been served upon the opposite parties. Affidavit of service has been filed along with the postal receipts and tracking report.

However, none appears on behalf of the opposite parties.

Learned counsel for the petitioner submits that non-appearance of the petitioner on 12th December, 2024 was neither intentionally nor deliberate. The application is duly accompanied by the affidavit.

In the facts and circumstances, CO 404 of 2023 is restored with its original number.

In Re: CO 404 of 2023

Pursuant to the restoration, the interim order has passed on 19th June, 2023 is also restored and shall remain effective till 31st July, 2025 or until further order whichever is earlier.

Copy of the order passed today be also sent to the opposite party and the learned Advocate through permissible mode on steps to be taken by the petitioner. Affidavit of service be filed.

Let the matter appear in the combined monthly list of July, 2025.

(Dinesh Kumar Sharma, J.)