

Form No. J.(2)
Item No.39

**IN THE HIGH COURT OF JUDICATURE AT CALCUTTA
CIVIL APPELLATE JURISDICTION
APPELLATE SIDE**

HEARD ON: 21.05.2024
DELIVERED ON: 21.05.2024

CORAM:
THE HON'BLE MR. CHIEF JUSTICE T.S. SIVAGNANAM
AND
THE HON'BLE MR. JUSTICE HIRANMAY BHATTACHARYYA

M.A.T. 964 of 2021
With
IA No. CAN 1 of 2021
Shibram Sardar @ Khalko & Ors.
Vs.
Dilip Lakra & Ors.

Appearance:-
Mr. Subir Banerjee
Ms. Dipanwita Das

..... For the Appellants

JUDGMENT

(Judgment of the Court was delivered by T.S. SIVAGNANAM, C.J.)

1. This intra-Court appeal is directed against the interim order passed in W.P.A. No.12554 of 2021 dated 24th August, 2021. Though, this appeal was filed on 7th September, 2021, the appellants took no steps to list this appeal before the Court. Furthermore, the interim order has been in force since 24th August, 2021.
2. Therefore, whatever was the position remaining pursuant to such interim order cannot be interfered with, at this juncture.
3. Therefore, appeal along with the connected application stand dismissed.
4. It will open to the appellants to urge all points pending in the writ petition.
5. No costs.
6. Urgent photostat certified copy of this order, if applied for, be furnished to the parties expeditiously upon compliance of all legal formalities.

(T.S. SIVAGNANAM)
CHIEF JUSTICE

I agree.

(HIRANMAY BHATTACHARYYA, J.)

S. Banerjee/KS AR(Ct.)