

47 & 48  
sandip  
Ct. 655  
09.09.2024

C.O. 2472 of 2005  
With  
IA No : CAN 2 of 2009 (Old No: CAN 9022 of 2009)  
CAN 3 of 2016 (Old No: 11433 of 2016)  
CAN 4 of 2021  
CAN 5 of 2021  
CAN 8 of 2023  
CAN 9 of 2023  
CAN 10 of 2024  
CAN 11 of 2024  
CAN 14 of 2024  
CAN 15 of 2024

Tapan Dey & Ors.

Vs.

The State of West Bengal & Ors.

With  
MAT 520 of 2005

Tapan Dey & Ors.

Vs.

The State of West Bengal & Ors.

Mr. Mukteswar Maity,  
Ms. Nupur Chaudhuri

... For the O.P. No. 5.

Ms. Priyanka Jana

... For the State.

1. Petitioners are not represented.
2. Learned counsel for the opposite party no. 5 is present.
3. State is also represented.
4. It appears that the instant revisional application is preferred at the behest of the petitioners challenging the impugned order passed by the Wakf Tribunal.
5. During the pendency of the revisional application some of the parties to the case were expired. An application was taken out on behalf of the petitioners with a prayer for substitution of the heirs and legal representatives of those deceased persons.
6. It further appears from the earlier order dated 23.08.2024 that direction was given upon the petitioners to take appropriate

steps for setting aside the abatement in the case of death of those deceased persons. But till date no application has been filed.

7. It further appears that the present case is pending since 2005 and several applications were filed at the behest of the petitioners and due to absence of the learned counsel appearing for the petitioners the case is pending and could not be ended in logical conclusion.

8. The opposite party/respondent no. 5 is hereby directed to serve notice upon the learned counsel who appeared on behalf of the petitioners with intimation that the matter will appear in the list on **26.09.2024** under the same heading.

**(Prasenjit Biswas, J.)**