

18th March,
2026
(AK)
02

F.A.T 336 of 2022
IA No: CAN 3 of 2026

Shri Kalyan Kanti Chowdhury
Vs.
Smt. Mithu Chowdhury nee Barua

Ms. Aishwarjya Gupta
Mr. Goutam Acharya

...for the appellant.

1. Affidavit-of-service filed in court today be kept on record.
2. We find from the order dated February 19, 2026 that none of the parties appeared on the said date.
3. Accordingly, applying the principle incorporated under Order IX Rule 4, read with Section 107, of the Code of Civil Procedure, it is not necessary to direct any further service of copy of the application.
4. Since sufficient reasons for the absence of the appellant on the relevant date has been furnished, CAN 3 of 2026 is allowed, thereby recalling the order dated February 19, 2026 and restoring FAT 336 of 2022 to its original file and number.

(Sabyasachi Bhattacharyya, J.)

(Supratim Bhattacharya, J.)