

Item No.24
06.03.2026
Court. No. 12
GB

RVW 11 of 2020
In
CO 4319 of 2019

Yusuf Mondal
Versus
Bright Wires Limited

1. The review application arises out of an order dated December 20, 2019 passed in CO 4319 of 2019.
2. This Court had dismissed the civil revisional application, inter alia, holding that the learned court of appeal had rightly held that the petitioner had failed to prove his, prima facie, case and that the balance of convenience and inconvenience for grant of injunction was not in his favour.
3. The learned trial Judge had found that the deeds which were handed over to the petitioner before hearing of the injunction application, were neither challenged by the petitioner nor any argument was made with regard to the execution of the above deeds. This observation was upheld by the learned court of appeal. The revisional application was filed from the said decision of the court of appeal. Both the courts found that the plaintiff had also failed to produce better documents than the defendant in respect of his claim over the suit property.

4. Thus, in my prima facie view, the order does not require any review as any finding of the learned trial Judge and the appeal court at the stage of deciding an application for temporary injunction is only tentative. All points can be urged before the learned trial judge in the suit.
5. In any event, as none appears to move the review application, the application is dismissed for default.

(Shampa Sarkar, J.)