

Party Name : MD. EKLASH BAKSH & ANR Vs RAHID ALI & ORS

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THE HONBLE MR. JUSTICE S.C.DAS

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Heard learned Sr. counsel, Mr. S. Deb assisted by learned counsel, Mr. S. Dutta for the petitioners and learned Sr. counsel, Mr. D. Chakraborty assisted by learned counsel, Mr. H. Laskar for the opposite parties.

It is submitted by learned Sr. counsel of both side that the appeal which was filed in the year 2004 was dismissed for default by order dated 30.01.2014 and the appeal may be restored to file in its original number and disposed of on merit.

In view of the submission made by learned Sr. counsel of both side, order dated 30.01.2014 dismissing the appeal for default is recalled and the Registry is directed to restore the appeal in its original number for disposal according to law.

It appears that L.C. records has already been sent back to the lower Court and so, Registry is directed to recall those L.C. records and after receipt of the L.C. records list the matter for hearing at the earliest since it is pending from the year 2004.

I.A. accordingly stands disposed of.