

ITEM NO.43

COURT NO.12

SECTION XVI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 3955/2019

(Arising out of impugned final judgment and order dated 18-12-2018
in CO No. 3448/2018 passed by the High Court At Calcutta)

BINA SUR

Petitioner(s)

VERSUS

ALLURI UMA RAO

Respondent(s)

(FOR ADMISSION and I.R. and IA No.21903/2019-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT and IA No.21905/2019-PERMISSION TO
FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 29-11-2019 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR
HON'BLE MR. JUSTICE R. SUBHASH REDDY

For Petitioner(s) Sukanta Chakrabarty, Adv.
Mr. Joydeep Mukherjee, AOR

For Respondent(s) Mr. V. Sridhar Reddy, Adv.
Mr. Abhijit Sengupta, AOR
Mr. Debendra Kumar Sabat, Adv.

UPON hearing the counsel the Court made the following
O R D E R

We do not find any ground to interfere in the impugned judgment. It is for the Trial Court to assess the evidence on record on merits. Moreover, the case cannot be decided merely on the Commissioner's report. The Trial Court will definitely consider the entire evidence on record harmoniously and thereafter come to a conclusion.

The Trial Court is directed to decide the suit on merits as early as possible but not later than the outer limit of six months

from today.

The special leave petition is, accordingly, dismissed.

Pending applications, if any, stand disposed of accordingly.

(GULSHAN KUMAR ARORA)
COURT MASTER

(R.S. NARAYANAN)
COURT MASTER