

ITEM NO.34

COURT NO.5

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). 2434/2024

[Arising out of impugned final judgment and order dated 10-01-2024  
in MAT No. 44/2024 passed by the High Court at Calcutta]

SUMIT GHOSH &amp; ORS.

Petitioner(s)

VERSUS

MOUTUSI ROY &amp; ORS.

Respondent(s)

(IA No. 287387/2024 - ADDITION / DELETION / MODIFICATION PARTIES  
IA No. 16041/2024 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(C) No. 2435/2024 (XVI)

(IA No. 286910/2024 - ADDITION / DELETION / MODIFICATION PARTIES  
IA No. 17867/2024 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/  
FACTS/ANNEXURES)

Date : 19-12-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA  
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Petitioner(s) Mr. Partha Burman, Adv.  
Ms. Ranjeeta Rohatgi, AOR  
Ms. Shrika Gautam, Adv.  
Ms. Nishtha Tyagi, Adv.

For Respondent(s) Mr. Srisatya Mohanty, Adv.  
Ms. Astha Sharma, AOR  
Mr. Shreyas Awasthi, Adv.

Mr. Kunal Chatterji, AOR  
Ms. Maitrayee Banerjee, Adv.  
Mr. Rohit Bansal, Adv.  
Ms. Mrinalini Mukherjee, Adv.

Ms. Archana Pathak Dave, A.S.G.  
Mr. Amrish Kumar, AOR  
Mr. Udit Dedhiya, Adv.  
Mr. Arun Kanwa, Adv.  
Mr. Adwaitya Awasthi, Adv.  
Mr. Yashraj Bundela, Adv.

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

Heard learned counsel appearing for the parties.

No case for interference is made out to exercise our jurisdiction under Article 136 of the Constitution of India. The Special Leave Petitions are accordingly dismissed.

However, all objections to the maintainability of the writ petition before the learned Single Judge are kept open. The petitioners can always apply for impleadment before the learned Single Judge and raise all the contentions regarding maintainability before the learned Single Judge.

Needless to add that the learned Single Judge will consider the judgment in the case of Ali Hossain Mandal & Ors. vs. West Bengal Board of Primary Education & Ors., 2024 INSC 453

Pending application(s), if any, shall stand disposed of.

(KAVITA PAHUJA)  
ASTT. REGISTRAR-cum-PS

(AVGV RAMU)  
COURT MASTER (NSH)