

In the Court of Principal District Judge, Banka

Title Appeal No. 04 of 2018

Present : - Sri Binod Jha, Adv. for Appellants

- 21.05.2026
1. The record reveals that vide order dated 17.03.2023, the appellants were directed to file requisite for issuance of summons to the opposite parties but the said order has not been complied with by the appellants. Then, on 27.03.2023, an application U/O 22, Rule 4 and u/s 151 CPC was filed with the submissions that it has come to the knowledge of appellants that respondent no. 1 died and in the prayer clause, the name of deceased is prayed to delete from cause, title of memo of Appeal.
 2. Keeping in view the above submissions, the application in hand is allowed and the name of respondent no. 1 is ordered to be deleted.
 3. Now, coming to the compliance of order dated 17.03.2023, in the interest of justice the appellant is granted one last opportunity to file requisite within 15 days for issuance of notice to the opposite parties.
 4. Now, to put up on 10.06.2026.

(Dictated)

Sb

Principal District Judge,

10.06.2026 Case called. None appeared. Vide order dt. 21.05.2026 the appellant was granted last opportunity to file requisits for notice to the O.P. but the said order has not been complied with, therefore, the case in hand is dismissed for want of compliance. Record be transmitted to the record room.

Sb

P.D.J., Banka