

Title Suit. 49/07**Present : Sanni Kumar, Munsif, Barsoi**

Sl.	Date of Order of proceedings	Order with signature of the Court	Office action taken with date
1	2	3	4

<u>16.08.2023</u>	Today the case is fixed for order on petition of plaintiff dated 12.07.23 under order 22 rule 3 of C.P.C. <u>ORDER</u> Attendance has been filed on behalf of plaintiff. Ld. Advocate on behalf of the plaintiff has moved an application dt. 12.07.23 filed under order 22 rule 3 read with section 151 of Code of Civil Procedure Code (C.P.C) duly supported with an affidavit, wherein he has stated that Plaintiff No. 02 namely Md. Majiburahman has died on 19.02.22 leaving behind his legal representatives 1. Nuri Khatoon (Wife) 2. Naushad Alam 3. Md. Rijwan Alam 4. Bibi Mahjabi 5. Bibi Nujhat 6. Nushera Khatoon 7. Ladli Khatoon 8. Lilam Khatoon. Accordingly, it has been prayed that name of Plaintiff No. 02 Md. Majiburahman shall be deleted from the plaint and his legal heirs are to be substituted. Learned counsel on behalf of the defendant orally object on limitation as the substitution is made beyond limitation period. Heard both parties, perused the petition along with record. Considering the aforesaid fact the court finds it proper and necessary to delete and substitute the name of aforesaid plaintiff in order to adjudicate the suit properly. Therefore, in the interest of justice, petition dt. 12.07.23 is hereby allowed with 400 Rupees to be paid to defendant accordingly abatement set aside and plaintiff is directed to comply the order within time. Put up onfor substitution. (Typed & corrected) Sanni Kumar (Munsif) Barsoi.	
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