

THE COURT OF CIVIL JUDGE (JUNIOR DIVISION), 1ST COURT, ULUBERIA,
DISTRICT: HOWRAH
PRESENT: SMT. MOUMITA MALLICK (UID:WB01472)
TS No. 599 of 2022
CNR No. WBHW110007142022
Sri. Pari Mahan Bag Vs. Sri. Panchu Bag & Ors.

Order No. 09 Cont., Date: 11.07.2024

The record is put up on the basis of put up application.

Today plaintiff files an application for withdrawal of the instant suit without liberty to sue afresh, on the strength of put up application. The endorsement on the withdrawal petition shows : “*seen and no objection*” from the side of the defendants.

Now, the withdrawal application is taken up for hearing.

The Ld. Advocate for the plaintiff moves the instant application and submits that plaintiff does not want to proceed with the suit as the matter has already been settled between the parties. For the same reason, the plaintiff intends to withdraw the instant suit without liberty to sue afresh.

Heard. Perused the materials on record . Considered.

The instant application is sworn on affidavit and the sole plaintiff, namely, Pari Mahan Bag (Aadhaar Card No. 756760328187) has been examined in full on dock as PW-1 and he voluntarily deposed that he does not intend to proceed with the suit as the matter has already been settled between the parties and has prayed for withdrawal of the suit on the above stated ground without liberty to sue afresh. Upon perusal of the record and considering the such facts and submission, I find no impediment in allowing the application within the meaning of Order 23 Rule 1 of the CPC, at this stage, for ends of justice.

Hence it is,

ORDERED

that the suit be and the same is **dismissed uncontested** without liberty to sue afresh.

There is no order as to cost.

B.C-I to enter in relevant register.

Update CIS.

Thus, the instant suit being Title Suit No. 599 of 2022 is disposed of.

D/C

C/J

Civil Judge (Jr. Division) 1st Court, Uluberia

J.O. Code- WB-01472