

Title Suit 623 of 2022

Order No. 17
16.04.2024

Today is fixed for filing show cause by the plaintiff.

Defendant files hazira.

Plaintiff today files two petitions along with photocopy of prescription.

In the first petition, he has stated that his son was suffering from Pox since 11.03.2024 and his treatment was done by Dr. B.B. Nath. Thus, he was unable to take proper step on the stipulated date. There was no deliberate negligence on his part. So, he is praying for accepting the show cause.

Perused the petition. Heard both sides.

The causes mentioned by the plaintiff in the petition for non-taking of steps seems to be reasonable and the show cause petition is thus accepted.

In the second petition, the plaintiff has prayed for restoration of earlier order of ad interim injunction which was vacated by this Court for non-taking of step.

Perused the petition. Heard both sides.

Ld. Advocate for the defendant raised objection.

After perusal of the case record, I do not find any cogent ground to restore the earlier order of ad interim injunction. Thus, the plaintiff's prayer under Section 151 of C.P.C. is considered and rejected on contest without cost.

Fix 16.05.2024 for hearing of temporary injunction and W/O in the meantime.

Dictated & Corrected by me.

Sd/-

Civil Judge (Junior Division),
1st Court, Serampore,
Hooghly.

Sd/-

Civil Judge (Junior Division),
1st Court, Serampore,
Hooghly.