

Title Appeal no.12/2013
CIS No.179/2014 (CNR No.WBBB01-000146-2016)

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25.06.2025

Today is fixed for hearing of the application under Order 1 Rule 10(2) of CPC.

Both the sides are represented through their respective Ld.advocates.

The application under Order 1 Rule 10(2) of CPC is taken up for hearing.

Ld.advocate for the appellants submits that respondent no.2 Mohammad Eyafor Ali has expired and his legal heirs i.e. respondents no.2(a) to 2(i), mentioned in the application, are required to be substituted as party to this case. Thus, he prays for allowing the said petition.

Ld.advocate for the respondent raises objection.

Perused the case record and the petition for addition of party.

It appears to me for proper and effective adjudication of this case the legal heirs of the deceased respondent no.2 namely respondents no.2(a) to 2(i), mentioned in the application, be added as party to this case.

Accordingly, the application under order 1 rule 10(2) read with section 151 CPC is allowed on contest without cost.

Let the name of **Md. Nuruddin, Md. Sahebuddin, Jiyaruddin Mohammad, Md. Giasuddin, Md. Samsuddin, Md. Azharuddin, Kalam Uddin, Jamela Bibi** and **Afroja Bibi** be substituted as party to this case as **respondents no.2(a) to 2(i)** respectively.

The appellant is directed to submit amended copy of memo of appeal by the date fixed.

Appellant is further directed to file requisitions upon the substituted respondents.

Fix 31.07.2025 for filing amended copy of memo of appeal and steps.

Dictated and corrected

A.D.J. 4th Court, Suri

Additional District Judge,
4th Court, Birbhum at Suri
JO Code No.WB00997