

In the Court of the District Judge, Birbhum at Suri

Misc. Case – 97 of 2024

CNR No. WBBB01-004310-2024

Present:- Sri Santanu Jha, (WB00399)
District Judge, Birbhum.

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09.07.2026

Date is fixed for hearing of petition dated 23.06.2026 filed by the original respondents and also petition under Order 1 Rule 10(2) of CPC dated 10.01.2025 filed by applicant Sunil Anchalia and others.

The above named parties are present by filing hazira. That apart, applicant Puspa Devi Anchalia and others, have made an application under Order 1 Rule 10(2) of CPC and applicants Lalit Anchalia and another, who also filed an application under Order 1 Rule 10(2) of CPC dated 04.07.2026, are present. The said applications were filed on 04.07.2026.

State of West Bengal is also present.

A petition under section 151 of CPC being supported by an affidavit from the side of the original respondents, Narendra Kumar Anchalia and others has been filed. Let the same be kept with the case record.

During the course of hearing applicant Sunil Anchalia has submitted a copy of deed of gift as per firisti. Let it be kept with the case record.

Hearing of the petitions and applications is taken up and heard all sides in full conclusively.

In view of the Hon'ble Court's order dated 15.06.2026 it transpires that applicant Sunil Anchalia filed Miscellaneous Application no. 1429/2024 before the Hon'ble Supreme Court claiming to be a co-owner in the acquired land. The Hon'ble Court was pleased to observe clearly that if the applicant Sunil Anchalia has any grievance, he may seek appropriate relief before the Reference Court. It is therefore clear that Sunil Anchalia was able to move the Hon'ble Court and the Hon'ble Court was pleased to direct the Reference Court to decide the *inter se* apportionment / title dispute between the parties as early as possible.

Having heard all sides and having perused the materials on record, it is humbly

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observed that the applicants Sunil Anchalia, Dimple Bardia and Chandrakala Anchlia are entitled to be added as respondents in this Misc. Case no. 97/2024. The Ld counsel for the original respondents and the Ld counsel for the State of West Bengal have also expressed that there is no objection from their end if the applicants are added as parties.

Accordingly, the petition dated 10.01.2025 filed by Sunil Anchalia and two others under Order 1 Rule 10(2) of CPC is allowed.

Let the applicants namely Sunil Anchalia, Dimple Bardia and Chandrakala Anchlia added as respondent no. 7, 8 & 9 and their names be noted on the cause title of the main application under section 34 of the Arbitration and Conciliation Act.

The petition dated 10.01.2025 filed by the applicants being allowed, the Ld counsel for the said added respondents no.7, 8 & 9 has also been heard at length on the petition dated 23.06.2026 as filed by the original respondents. Though other two sets of intending applicants who made applications under Order 1 Rule 10(2) of CPC on 04.07.2026 are yet to be added, the Ld advocates appearing for those applicants have also made submission on the point of release of 25% of the deposited amount and the submissions advanced from those applicants have been heard and considered. The said applications under Order 1 Rule 10(2) of CPC as noted herein above will be taken up for consideration after disposal of the petition dated 23.06.2026 since there is a direction for release of 25% of the amount by the Hon'ble Supreme Court and the said matter requires to be complied with at the earliest. Having heard all sides, the hearing of the petition dated 23.06.2026 is regarded as concluded.

Let **10.07.2026** be fixed for passing order in respect of the petition dated 23.06.2026 filed by the original respondents.

Dictated & corrected by me.

District Judge, Birbhum.

District Judge, Birbhum.
(JO Code-WB00399)