

Title Appeal No. 07 of 2021

Order No.15
15-07-2024

Today is fixed for ex parte hearing of the Title Appeal.

The appellant is absent and an adjournment application is filed on his behalf on the ground stated therein.

The Respondent appears and files separate applications for vacating ex parte order as well as for show cause. Both applications are supported by affidavit and not oppose by the appellant.

Perused the impugned applications, as well as other materials on record. The adjournment application filed on behalf of the appellant is allowed. Summons upon the respondent was not served after the application u/s 5 of the Limitation Act was allowed. Accordingly, I opine that the applications for vacating ex parte order and for show cause cannot be said to be without merit. Consequently, the respondent's application for vacating ex parte order is allowed. The show cause is also accepted.

Fix 25-09-2024 for hearing of the Title Appeal.

Parties do come ready.

(Dictated & Corrected by me)

Additional Additional Judge,
Rampurhat, Birbhum
J.O Code no. WB00885.

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