

Misc. Appeal No. 57/2017

Order No. 32 Dated 20/11/2024

Today is fixed for hearing of the petition u/o 22 rule 3 & 11 CPC and petition 151 CPC objection if any in the meantime.

Head Ld. Advocate for both sides.

Record is taken up for passing order.

Appellant died on 28-12-2020 leaving behind the legal heirs named in the petition. Ld. Advocate for the petitioner contended that the Hon'ble Court excluded the period from 15-03-2020 till 28-02-2022 for the purpose of limitation due to the pandemic. The substitution petition could not be filed within time due to the Covid-19 pandemic.

The petition is supported by affidavit.

Considering all aspects the prayer for substitution of the legal heirs of the appellant is allowed.

Let the legal heirs of the appellant described in paragraph no.2 of the petition under Order 22 rule 3 CPC be substituted in place of appellant.

Note in the register.

Fix 21.01.25 for hearing of the Misc. Appeal.

Both parties are directed to come ready on the date fixed.

Dict. & Corrected by

Sd/-

Addl. District Judge, 4th Court,
Purba Bardhaman

Sd/-

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Purba Bardhaman
(JO Code WB00850)