

**Title Suit No. 08 of 2015**  
CIS No. 15 of 2015  
CNR No. WBBK07-000012-2015  
Present : Sri Tanumoy Karmakar (J.O. Code: WB01209)

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**Order no. 105**  
Dated 08-07-2025

Today is fixed for steps pertaining to the death of defendant no. 2 & 3.

Memorandum of appearance filed by plaintiff and defendant no.1.

Today Ld. Counsel on behalf of the plaintiff filed one application under Order 22 Rule 4(4) of the CPC in respect of deceased defendant no.2 & 3.

Copy of such petition is served to the Ld. Counsel for the defendant no.1 and he received the same by putting his endorsement.

At the very outset of this order it is pertinent to mention here that plaintiff was directed to file steps in respect of deceased defendant no. 2 & 3 in the meantime, but due to illness of the plaintiff, the step was not taken in the meantime, and accordingly plaintiff filed one application under Section 151 of the CPC.

Heard both sides at length.

Perused the application.

Considering the rule of natural justice, the prayer under Section 151 of CPC is allowed, but without any order as to costs.

Thus, the application under Section 151 of the CPC is hereby disposed of.

Ld. Counsel on behalf of defendant no.1 filed one adjournment application inter alia stating that he just received the application under Order 22 Rule 4(4) of the CPC and it is not possible for him to argue in respect of the said application today.

Accordingly, the time petition is also allowed.

Fix **04-08-2025** for hearing of application filed under Order 22 Rule 4(4) of the CPC.

W.O. by defendant no.1 in the meantime.

Update CIS forthwith.

*Dictated & Corrected by me.*

*Civil Judge (Sr. Divn.), Bishnupur*

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