

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

Order no. 110
Dated 16-01-2026

Today is fixed for filing revised copy of plaint and argument.

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

Today Ld. Counsel on behalf of the plaintiff filed amended copy of plaint along with one application under Section 151 of CPC with a prayer to accept the amended copy of plaint.

Perused the amended copy of plaint.

Heard Ld. Counsel for the plaintiff.

The amended copy of plaint is found fit and accordingly it has been accepted.

Thus, the application filed by the plaintiff under Section 151 of CPC is hereby allowed and disposed of.

Today Ld. Counsel on behalf of defendant no.1 filed one application for taken of the case record from argument and also filed show-cause and affidavit-in-chief of DW.

In this context, it is pertinent to mention here that DW has already been closed vide order no.107 dated 25-08-2025. It is also pertinent to mention here that defendant no.1 is taking time for DW more than two years. Moreover, last chance and special chance was also given to defendant no.1 to adduce DW, but every time he became reluctant to adduce DW in this instant suit.

Even today he only filed the affidavit-in-chief and prayed for time for adducing document on his behalf. Be it necessary to mention here that the suit is more than 10 years old.

Considering such aspect and considering the conduct of the defendant no.1, the application for taken of and show-cause as well as application under Section 151 of CPC are hereby rejected.

However, the affidavit-in-chief is kept with the record.

Argument heard in part.

Fix **19-02-2026** for further argument.

Update CIS forthwith.

Dictated & Corrected by me.

Civil Judge (Sr. Divn.), Bishnupur

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