

Title Suit No. 65 of 2023
CIS No. 63 of 2023
CNR No. WBBK07-000169-2023
Present : Sri Tanumoy Karmakar (J.O. Code: WB01209)

Order no. 19
Dated 17-01-2026

This day is fixed for SR in respect of defendant no.3, 4 & 5 and payment of cost by defendant no.1, show-cause by defendant no.2 including W.O. by the plaintiffs against the application filed by defendant no.1 under Order 39 Rule 4 of the CPC.

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

Plaintiffs filed W.O. against the application filed by defendant no.1 under Order 39 Rule 4 of the CPC.

The copy of W.O was supplied to the Ld. Counsel for the defendant no.1.

It is pertinent to mention here that the suit has already been fixed as ex parte against defendant no.2 vide order no.17 dated 15-05-2025, but inadvertently it has been fixed for show-cause by defendant no.2.

Accordingly, the previous order is partly recalled and partly modified by invoking provision as laid down under Section 151 of the CPC.

SR has been duly served upon defendant no.3 to 5 on 13-07-2023, but since then defendant no.3 to 5 are absent without any step.

Today also defendant no.3 to 5 are absent without any step. None appears on their behalf inspite of repeated calls.

Accordingly, the instant suit shall be proceeded as ex parte against defendant no.3 to 5.

No cost has been paid by defendant no.1.

Accordingly, defendant no.1 is strictly directed to comply order no.15 dated 04-12-2024 pertaining to payment of cost.

Fix **12-03-2026** for **payment of cost by defendant no.1**, hearing of temporary injunction application including the application filed by defendant no.1 under Order 39 Rule 4 of the CPC.

Ad interim order of injunction is hereby extended upto the next date.

Update CIS forthwith.

Dictated & Corrected by me.

Civil Judge (Sr. Divn.), Bishnupur

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