

Title Suit No. 113 of 2024
CIS No. 115 of 2024
CNR No. WBBK07-000296-2024
Present : Sri Tanumoy Karmakar (J.O. Code: WB01209)

Order no. 04
Dated 13-08-2025

Today is fixed for W.S. by defendant no.1, 2, 3, 5, 8, 9 to 11 & 21 to 23 and SR & AD in respect of defendant no.4, 6, 7 & 12 to 20.

Memorandum of appearance filed by the plaintiff and the defendant no. 1, 2, 3, 5, 8, 9 to 11 & 21.

Ld. Counsel on behalf of the defendant no.1, 2, 3, 5, 8, 9 to 11 & 21 filed adjournment application with a prayer for time for filing W.S.

It is pertinent to mention that defendant no. 1, 2, 3, 5, 8, 9 to 11 & 21 appeared on 28-03-2025, but no W.S. has been filed yet.

So, it is clear to this Court that defendant no. 1, 2, 3, 5, 8, 9 to 11 & 21 failed to file any W.S. within the stipulated period of time as prescribed under Order 8 Rule 1 of the CPC.

Considering the above noted circumstances the time petition filed by defendant no. 1, 2, 3, 5, 8, 9 to 11 & 21 is rejected.

Accordingly, show-cause by defendant no. 1, 2, 3, 5, 8, 9 to 11 & 21 as to why the instant suit shall not be proceeded as ex parte against them.

SR in respect of defendant no.4, 6, 7 & 12 to 20 have been received and kept with the record.

It appears from the SR that summons were duly served upon defendant no.7 & 12 on 03-02-2025, but since then they are absent without any steps.

None appears on behalf of them inspite of repeated calls.

Accordingly, the instant suit shall be proceeded as ex parte against defendant no. 7 & 12.

SR also reflects that defendant no.13 to 16 & 19 had expired.

Accordingly, plaintiff is directed to take steps in respect of deceased defendant no.13 to 16 & 19.

Plaintiff is also directed to file fresh requisites in respect of defendant no. 4, 6, 17, 18 & 20 in the meantime.

Fix **08-12-2025** for SR in respect of defendant no.4, 6, 17, 18 & 20 and steps in respect of deceased defendant no.13 to 16 & 19 as well as show-cause by defendant no. 1, 2, 3, 5, 8, 9 to 11 & 21.

Update CIS forthwith.

Dictated & Corrected by me.

Civil Judge (Sr. Divn.), Bishnupur

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