

In the court of Additional Sessions Judge, 3rd Court, Sadar, Cooch Behar.

MACC 13/2024
CNR No. WBCB01-000686-2024

Present: Sri. Rudra Prasad Ray, ADJ, FTC, Cooch Behar.

Order No. 15
Dated 15-05-2025

Today is fixed for PH.

Hajiras are filed on behalf of the respective parties.

Ld. Advocate for the petitioners and Ld. Advocates for the respondents are present.

Two witnesses are also present in the court.

A petition is filed on behalf of the respondent no. 3 praying for vacating the order of ex parte hearing of the instant case against respondent no. 3 on the ground stated therein.

W/S has also been filed along with the said petition.

Copy of the said petition and copy of W/S are supplied to the petitioners.

The petition is taken up for hearing.

Heard both sides.

Ld. Advocate for the respondent no. 3 submits that the respondent no. 3 of this case wants to contest the case on merits for proper adjudication of the case and accordingly he prays for vacating the order of ex parte hearing of the instant case against respondent no. 3 which was passed on 18.01.25.

Objection is raised by Ld. Advocate for the petitioners.

Having heard pleadings of Ld. Advocate for the respondent no. 3 I am inclined to allow the petition praying for vacating the order of ex parte hearing of the instant case against respondent no. 3. Accordingly, the order of ex parte hearing of the instnat case against respondent no. 3 is vacated subject to payment of cost of Rs. 1000/- to DLSA, Coochbehar.

W/S filed by the respondent no. 3 will be accepted after payment of cost. Respondent no. 3 is directed to file money receipt regarding payment of cost on the next date positively.

This court is lying vacant. I am in charge of this court.

Fix 10.06.25 for filing money receipt regarding payment of cost and additional issues, if any.

Let a copy of this order be sent to DLSA, Coochbehar.

Dictated & Corrected,

Sd/-
Judge Claim Tribunal, I/C
3rd Court, Cooch Behar

Sd/-
Judge Claim Tribunal, I/C
3rd Court, Cooch Behar
J.O. Code No. WB00899

