

EJECTMENT SUIT NO. 147 OF 2008
C. N. R. NO. WBPS01-000637-2008
Before Smt. A. Bhattacharya, Ld. Judge, 5th Bench.

ORDER NO. 89 DATED 22.11.2024

Both parties file hazira.

Ld. Advocate Commissioner files an application along with copies of the same praying for fixing three consecutive dates for completion of the commission work on the ground stated therein.

Today is fixed for commission report.

The record is taken up for hearing of the petition filed by the Ld. Advocate Commissioner who has submitted, by filing the instant petition, that due to non co-operation of both parties to this suit as well as their respective Ld. Advocates, she is unable to conduct the commission work.

Perused the petition and the materials on record. Court will not go into the merits of the allegations made by the Ld. Advocate Commissioner. However, it is to be borne in mind that the suit is very old.

Considering the petition and the materials on record, Ld. Advocate Commissioner is directed to hold her inspection commission on 12.12.2024, 16.12.2024 and 18.12.2024 and is further directed to hold her commission on these dates only.

Ld. Advocate Commissioner is further directed to not allow any unnecessary adjournment to any of the parties on any ground whatsoever. The suit is already 16 years old and majority of the delay has been caused as commission work was not done.

Ld. Commissioner is to assist the Court in disposing of the case expeditiously by concluding his commission work within the time specified by the Court.

Let a copy of this order be served upon Ld. Advocate Commissioner for his information and compliance.

Inform Ld. Advocates for both sides.

Fix 20.01.2025 for submission of Commission Report.

Dictated and corrected by me,

JUDGE

Sd/- A. Bhattacharya
JUDGE
[5TH BENCH]