

**T. Suit No. 576 of 2021(CNR WBCC01-001760-2021)**  
**Present: S. Dasgupta, Bench-III (WB01246)**

**Order No. 29 /dated 03.10.2024**

Today is fixed for hearing the petition U/O 6 Rule 17 of the CPC and petition U/O 39 Rule 7 of the CPC.

Both parties file haziras.

Ld. Advocates for both sides are present.

The petition U/O 39 Rule 7 of the CPC filed by the plaintiff is taken up for hearing.

Perused the said petition and the written objection filed by the defendant against it.

Heard both sides.

The petition U/O 39 Rule 7 of the CPC filed by the plaintiff is hereby considered and **allowed** by appointing an Advocate-Commissioner to file report after holding commission work at the locale in terms of the schedule of the said petition.

Hence, it is

**Ordered**

that **Dipak Kumar Das** is hereby appointed as Advocate Commissioner who will file report after holding commission work at the locale in terms of the schedule of the said petition.

Learned Advocate Commissioner is hereby directed to serve due notices upon both the parties or their learned Advocates and to submit report before the court after completion of the commission work as expeditiously as possible without granting any unnecessary adjournment to either of the parties.

Parties hereto are directed to co-operate with the Ld. Advocate Commissioner in all respects in doing the commission work positively.

The remuneration of the Ld. Advocate Commissioner and costs of the commission work is fixed at Rs. 5000/- and the plaintiff shall bear such costs as stated in the petition.

Plaintiff is directed to deposit such remuneration amount in Court positively within 15 days from date and only if such amount is deposited, the writ will be issued.

To 20.11.2024 for submission of Advocate Commissioner's report.

D/C by me

Sd/-

Judge, Bench-III,  
City Civil Court, Calcutta

Sd/-

Judge, Bench-III,  
City Civil Court, Calcutta