

T.S. - 725/14 CNR – WBCC0103517-2014

Present: Smt Sonia Majumdar, Judge, Bench-II. (WB01128)

Order 75

23.06.25

Today is fixed for filing additional WS by the defendant and for hearing petition for withdrawing the cost filed by the defendant.

Both parties file their respective haziras.

Defendant files additional WS. Copy served. Let the additional WS be accepted.

Today is also fixed for hearing petition for withdrawal of cost filed by the defendant. Heard. Considered.

On consideration of the same I find that at the stage of argument the plaintiff has filed one application u/o 6 Rule 17 CPC which was allowed on condition of payment of cost of Rs. 5000/- to the defendant. Accordingly one original money receipt was filed by the plaintiff on 10.01.2025 showing deposit of cost of Rs. 5000/- with the court cash department. Thereafter the defendant filed one petition for withdrawal of cost on 10.04.2025. Accordingly on consideration of the same the petition of the defendant is allowed.

The defendant is permitted to withdraw the amount of Rs. 5000/- from the Court cash department as deposited by the plaintiff on 10.01.2025.

In the meantime the plaintiff has filed amended plaint and the defendant has filed additional WS. Ld. Advocate for the plaintiff clearly submits that the plaintiff does not want to give evidence on the amended plaint and prays to fix the date of the case for argument. Ld. Advocate for the defendant raises no objection.

Hence, fix 24.07.25 for argument of the case.

S/D

Sonia Majumdar

Judge

S/D

Sonia Majumdar

Judge 2nd Bench