

T. Suit - 1188/18 CNR – WBCC01-004444-2018
Present: Sri Jayanta Koley, Judge, Bench-II. (WB00562)

Order 28
24.08.23

Today is fixed for recording evidence of PW 1. Plaintiffs on the one hand and the defendant nos 1A, 1B, 1C, 2, 4 and 5 on the other hand file hazira.

However on scrutiny of the record it appears that SR and AD upon the defendant no 3 is not yet complete. There is also no specific order in the record to the effect that the suit shall proceed exparte against the said defendant.

In such position, it will not be just and proper to proceed with the recording of evidence of witnesses before completion of service of summons of this suit upon the defendant no 3.

Accordingly plaintiffs are directed to take immediate steps for causing service of summons of this suit upon the defendant no 3 fixing 28.9.23 for S/R and A/D. Immediately upon passing of the said order, the plaintiffs file requisites. Let the same be issued at once.

D/C by me

Judge 2nd Bench

Judge 2nd Bench