

Title Appeal No – 77 of 2018
Present: Jayashree Banerjee, Chief Judge, (WB01049)

Order No. 37 dated 11.12.24

Today is fixed for hearing the petition under order 22 Rule 3 of CPC (three petitions) and the petition under section 5 of the limitation act.

Ld. Lawyer for the Appellant files hazira.

Ld. Lawyer for the Appellant files affidavit of service along with 3 postal receipts and track reports. From the track reports, it appears that the postal department returned the 2 items with a remark 'Addressee can not be located' and 1 item with a remark 'Consignment details not found'.

Let it be kept with the record.

Ld Lawyer for the Appellant submits that there are two petitions are pending for hearing under order 22 Rule 3 of C.P.C, instead of three petitions.

Heard, considered, the relevant portion is stand modified.

Ld Lawyer for the Appellant also submits that he complied with the direction passed by this Court dated 07.10.2024 regarding service upon O.P. but the address of the O.P can not be located either by the Court Bailiff or the Postal Department.

Heard, the submission of the Ld Lawyer for the Appellant.

Fix 31/01/25 for taking proper steps by the Appellant regarding service upon the respondent as per law.

Hearing of the petition under order 22 Rule 3 of C.P.C (two petitions) and the petition under section 5 of the limitation act will be taken up after competition of service upon the O.P as per law.

Chief Judge
City Civil Court, Calcutta
(Bench - I)