

Title Suit 1273 of 2019
Present: Sri Subhash Kumar Kar, Judge, Bench-V (WB00592)

Order No. 17 / Dated 07.05.2025

Plaintiffs have filed hazira.

Defendant nos. 1 and 2 also file hazira.

Date is fixed for acceptance of postal track report.

Today Ld. Advocate for the plaintiff has filed one application under Order I Rule 10(2) of C.P.C.

Heard on the petition.

Seen the record.

It is submitted by Ld. Advocate for the plaintiffs that plaintiffs came to know from the postal track report defendant no. 4, Sri Paresh Chandra Choudhury died and there is no question to bring the legal heirs in this suit as he was a representative of the Kolkata Municipal Corporation and it is prayed to expunge the name of defendant no. 4, Sri Paresh Chandra Choudhury (since deceased).

Having regards to the submissions made by the Ld. Advocate of the plaintiff and after considering the contents of the petition under Order I Rule 10(2) of C.P.C., the prayer is allowed and the leave is granted to expunge the name of defendant no. 4, Sri Paresh Chandra Choudhury (since deceased).

Plaintiffs are directed to file amended plaint.

D.A to record the death of the defendant no. 4, Sri Paresh Chandra Choudhury in the original plaint.

Fix 04.07.2025 for filing amended plaint.

D/c by me,

Judge.

Judge, Bench-V,
City Civil Court, Calcutta.