

Title Suit No. 3461 of 2010
CNR No.WBCC01-007606-2010
Present: Ataur Rahman, Judge, Bench-IV
J.O. Code: WB00700

Order No.75

07.04.2026

As per previous order plaintiff files an application under Section 151 CPC with a prayer for giving necessary direction upon the Ld. Engineer commissioner to complete the final partition in accordance with present measurements.

Both side filed their respective haziras through Ld. Advocates.

Heard the submission over the application under Section 151 of CPC filed by the plaintiff.

Ld. Advocate for the defendant raised no objection against the application filed by the plaintiff.

Perused the petition filed by the plaintiff. It appears to me that the instant suit is pending for final decree, but final decree is not completed due to site plan.

However, Ld. Advocate for the defendant express their inability to supply the site plan and suggested that the Ld. Engineer Commission make draw site plan in presence of both sides.

Ld. Advocate for the plaintiff has also raised no objection on such point.

Considering entire facts and circumstances, I think to render proper adjudication of this suit a direction is to given to the Ld. Engineer Commissioner to draw a site plan over the suit property in presence of the both sides as well the Ld. Representatives, so that the dispute come to an end.

Hence, the application under Section 151 CPC filed by the plaintiff is considered and allowed.

Ld. Engineer commissioner is hereby directed to draw a site plan of the suit property in presence of the parties to this suit and their Ld. Representatives and submit proposed scheme along with report on **08.06.2026**.

D/C by me

Sd/-

Judge, Bench-IV
City Civil Court, Calcutta

Sd/-

Judge, Bench-IV
City Civil Court, Calcutta