

Misc. Case No. 6381 of 2022

Present : Jayashree Banerjee, Chief Judge

Order No. 9 dated 20.02.2024:

Petitioner files hazira along with copy of service, postal receipt and postal track report showing service of Section 5 application to the respondents. Let it be kept with the record.

None is found present on behalf of the opposite parties/respondents when the matter was called.

The case is taken up for hearing of application under Section 5 of the Limitation Act.

It is submitted by the petitioner that he has filed the instant case on 16.11.2022 after receiving the award on 18.08.2022. Accordingly, he prayed for admission as the case has been filed within prescribed period of limitation from the date of knowledge of the ex parte award.

Having heard the Learned Advocate for the petitioner and also upon perusal of the materials on record, it is apparent that the instant case has been preferred within the prescribed period of limitation and accordingly, I find no legal impediment to admit the appeal.

In the circumstances, the Misc. Case stands admitted.

Issue notice upon the respondents in both the manners i.e. through court as well as through registered speed post with A/D.

Fix 09.04.2024 for S/R, A/D and appearance.

Dictated & corrected by me,

Chief Judge

Chief Judge
City Civil Court, Calcutta.