

**In the Court of Additional District Judge, Gangarampur at Buniadpur,  
Dakshin Dinajpur.**

**O.C Appeal No. 05 of 2023**  
**CNR No. WBDD05-000628-2023**

**Present- Smt. Melissa Gurung**  
**Addl. Dist. Judge**  
**Gangarampur at Buniadpur,**  
**Dakshin Dinajpur.**

**Order No. 11**  
**Dated 07.12.2024**

Advocate hazira filed on behalf of the appellants.

Advocate hazira filed on behalf of the respondents No. 3 to 8.

Ld. G.P -in-charge files hazira on behalf of State respondents No. 10 and 11

The record is now taken up for hearing substitution petition under Order 22 Rule 4 of the C.P.C dated 05.09.2024.

Heard both sides. Considered.

The appellants seek to substitute the legal heirs of the respondent no.2 in his place as he is reported to have expired. The date of death is not clear as the report of death was received on the return of summons where date of death was not mention.

Therefore, in order to ensure that there will be no defect of parties the application is allowed.

Let the legal heirs respondent no.2 as provided in the application for substitution be substituted in the place of the deceased respondent no.2.

The dealing assistant is to make necessary entry in relevant register and the cause title of the appeal in view of the above order.

The appellants are directed to take steps for issuing summons upon the substituted respondents No. 2 series at once and also to file amended plaint as per substitution.

To **06.03.2025** for S/R and A/D. Of the substituted respondents.

The appellants are directed to take steps in the mean time.

**Dictated & Corrected by**

**Addl. Dist. & Sess. Judge,**  
**Gangarampur at Buniadpur,**  
**Dakshin Dinajpur.**

**(Melissa Gurung)**  
**(WB-00842)**  
**Addl. Dist. & Sess. Judge,**  
**Gangarampur at Buniadpur,**  
**Dakshin Dinajpur.**