

Act VIII 33 of 2024

**Present : Sri Amit Chakravorty (JO WB-00615)
District Judge, Hooghly**

Order No. 04 dated 21.04.2026

Date is fixed for hearing of the petition U/O 1 Rule 10(2) of CPC, read with section 151 of CPC.

Both parties file hazira.

The petition is taken up for hearing.

Ld. counsel for the petitioner submits that the instant application has been filed due to death of O.P. No.2 Arati De , who died leaving behind her sons and daughter as legal representatives. But this is a case for guardianship of a minor and as such, the sons and daughter of deceased Arati De are not necessary parties to the proceeding. So, only the name of O.P. No.2 may be expunged from the cause title of the application.

Considering the submission of the ld. counsel for the petitioner, it is apparent that the sons and daughter of deceased O.P. No.2 are not necessary parties to the proceeding and as such, due to death of O.P. No.2 her name should be expunged from the cause title of the application. Therefore, the petition U/O 1 Rule 10(2) of CPC, read with section 151 of CPC is allowed in part on consent.

Let the the name of deceased O.P. No.2 Arati De be expunged from the cause title of the application.

Office to note in the relevant register.

Petitioner is directed to file the amendeadd copy of the application expunging the name of Arati De.

It further appears that respondent No.1 has already appeared by filing vakalatnama of hte ld. Counsel.

So, fix **01/07/2026** for hearing of the case. Steps in the meantime.

Dict. & Corrected by me

D.J.

District Judge, Hooghly.

JO WB-00615

