

Title Appeal No. 07 of 2026
CNR No. WBHW01 000455 2026
Present: Subhash Kumar Kar,
District Judge, Howrah.
J.O. Code – WB00592

Order No. 08 dated 03.08.2026.

Appellants and respondent nos. 1, 5, 6, 8 to 15, 22 and 24 have taken their respective steps.

Today is fixed for appearance of respondent nos. 1,2, 4 and 7 and also for taking steps upon respondent no. 23 and also for hearing application under Order 41 Rule 27 read with Section 151 of C.P.C.

Appellants file an application under Order 41 Rule 14(4) read with Section 151 of C.P.C. praying for dispensing with service of notice upon the respondent no. 23.

Appellants also file an application praying for extension of ad interim order of temporary injunction.

On the prayer of learned Advocate appearing for the appellants, the application under Order 41 Rule 14(4) read with Section 151 of C.P.C. is taken up for hearing.

Heard learned Advocate appearing for the appellants on the petition.

Learned Advocate appearing for the appellants has submitted that in spite of service of notice the defendant no. 23/respondent no. 23 did not appear and contest in the Trial Court by filing written statement and it is prayed to dispense with service of notice upon him.

Having heard the submission of learned Advocate appearing for the appellant and on perusal of the materials on record, the application under Order 41 Rule 14(4) read with Section 151 of C.P.C. is allowed and the issuance of notice upon the respondent no. 23 is dispensed with.

Since the respondent nos. 1,2, 4 and 7 did not appear in spite of service of notice, the case is fixed for ex parte against them.

Fix 31.08.2026 for hearing application under Order 41 Rule 27 read with Section 151 of C.P.C.

Let the interim order of temporary injunction be extended till next date.

Dictated & corrected by me.

D. J.

District Judge, Howrah.