

Title Appeal No. 120 of 2023
CNR No. WBHW01-004988-2023
Present: Subhash Kumar Kar
District Judge, Howrah
J.O. Code – WB00592

Order No. 14 dated 19.02.2026.

Both parties have taken the respective steps.

The date is fixed for hearing of the petition under Order 22 Rule 4 read with Section 151 of the C.P.C.

Heard learned Advocates appearing for the parties on the petition.

Learned Advocate for the appellant submitted that the respondent no. 3 namely Prasanta Paul expired on 20.10.2025 and it is prayed to substitute the heirs of the deceased respondent no. 3 named in the schedule of the petition.

A death certificate is filed.

Learned Advocate appearing for the respondents submitted that he has no objection if the said petition is allowed.

On perusal of the record it appears that the said petition is filed within the stipulated period as prescribed in the law of limitation and I do not find any impediment in allowing the petition and it is,

Ordered

that the petition under Order 22 Rule 4 read with Section 151 of the C.P.C. is allowed and the leave is granted to the appellant to substitute the deceased respondent no. 3 namely, Prasanta Paul by his heirs and successors named in the schedule of the petition as respondent no. 3 series.

The appellant to file amended memo of appeal by the next date.

Fix 17.04.2026 for steps upon the substituted respondents.

To date for amended copy of memo of appeal.

Dictated & corrected by me.

D. J.

District Judge, Howrah.