

Title Suit 22/ 2017 (CIS - 91/ 2018)
CNR No. - WBHW 07 000 117 of 2018

Order No.42 dated 03.03.2022

Today is fixed for hearing the application under Order 22 R 3 CPC filed by the petitioners on 02.02.2022.

Both parties are present.

The instant application is taken up for hearing.

Heard the Ld. Advocates of the parties.

Perused the instant application.

Considered.

It is revealed from the instant application that plaintiff No. 5 Bimal Manna expired on 11.01.2022 leaving behind the petitioners as his legal heirs. From the contents of the instant petition it is apparent that the present petition has been filed within the statutory period. Therefore, there is no impediment in allowing the same. Accordingly, the instant petition is hereby allowed on contest. Let the name of the deceased plaintiff No. 5 Bimal Manna be struck out from the cause title of the plaint and the names of petitioners namely Sumoti Manna, (minor) Rimit Manna and (minor) Utsa Manna be substituted therein.

DA is directed to make the aforesaid modification to the cause title in red ink.

To 09.06.2022 for filing answer by the defendant to the interrogatory as last chance as well as hearing the application under Order 6 Rule 17 C.P.C.

D/C by me

C. J. (Jr. Divn.)
Amta, Howrah
(JO Code WB 01195)

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