

Title Suit – 137 /2017 (C.I.S. 149 /2017)
(C.N.R. WBHW07- 000 192 2017)

Order No. 40 dated 03.07.2023

Today is fixed for filing W.S., if any, by the substituted defendants.
Plaintiffs are present.

An application under Order 8 Rule 1 is filed by the plaintiffs.

A petition praying for adjournment for filing W.S. is filed by the substituted defendants.

None appeared for the substituted defendants when the matter was called out at 11:30 A.M.

Perused the suit record from where it is revealed that the substituted defendants duly appeared in this suit on 03.12.2022. It is also revealed from the suit record that the predecessor of the substituted defendants namely defendant No.1 Jayanta Panja (since deceased) already filed his W.S. on 26.02.2018. Therefore, after taking all these facts into account, the prayer for further time for filing W.S. by the substituted defendants is refused. With these observations, the petition under Order 8 Rule 1 C.P.C. filed by the plaintiffs also stands disposed of.

From the suit record it is also revealed that the application for temporary injunction has already been disposed of vide Order dt. 15.12.2018. Moreover, issues have also been framed in the instant suit vide order dt. 13.02.2020. Accordingly, there is no impediment in fixing the matter for P.H.

To 02.09.2023 for P.H.

D/C by me

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

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