

Title Suit 22 / 2012 (CIS – 793 / 2014)  
(CNR No. - WBHW07 000 of )

Order No. 70 dated 01-04-2023

Today is fixed for hearing the petition under Order 22 Rule 3 C.P.C.

Both parties are present.

The instant petition 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.1 Haru Kha @ Karmakar expired on 06.11.2022 leaving behind the petitioners as his legal heirs. From the death certificate of deceased 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 be struck out from the cause title of the plaint and the names of petitioners Mohamaya Karmakar, Prosenjit Karmakar, Chiranjit Karmakar and Pallabi Ghosh be substituted therein.

Substituted plaintiffs are directed to file amended plaint after making the aforesaid modification to the cause title.

To 05.07.2023 for steps by the plaintiffs regarding the substituted defendants as well as filing amended plaint.

D/C by me

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

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