

Misc. Appeal No. 69/2022

Order No. 4, dated 06.01.2023

The appellant files Ld. Advocate's hazira.

Appellant files certain documents through firisti.

LCR is not received. Issue reminder.

The application dated 21.09.2022 filed on behalf of the appellant praying for stay of further proceedings of the impugned order dated 30.07.2022 in Title Suit No. 269/20 passed by Ld. Civil Judge, Junior Division, 2nd Court at Berhampore, Murshidabad is taken up for hearing.

Ld. Advocate representing the appellant submitted that the Ld. Court below was wrong in allowing the extension petitions without any satisfactory ground from subsequent dates i.e. from 22.09.2021 to 30.07.2022 which is illegal and the appellant shall suffer substantial loss, if an interim protection is not given to the present appellant. .

Heard both sides. Perused the petition and the impugned order.

I have also perused the documents submitted by the appellant.

Having heard submissions of Learned Advocate for the appellant and considering the urgency involved into the matter, the petition for stay of the impugned order filed on behalf of the appellant is allowed.

Let there be an order of stay of further proceedings of the impugned order dated 30.07.2022 in Title Suit No. 269/20 passed by Ld. Civil Judge (Jr. Divn.), 2nd Court, Berhampore till next date.

Fix 10.04.2023 for SR/AD, LCR and further order.

D/c by me.

District Judge, Murshidabad.

District Judge, Murshidabad.