

Order no. 16, dated 17.07.2025:-

Today is fixed for hearing of petition dated 19.06.2025.

The plaintiff side files hazira.

The defendant side files hazira along with W/O against the petition dated 19.06.2025.

The petition dated 19.06.2025 is taken up for hearing.

On perusal of the petition dated 19.06.2025 and submission of the Ld. Advocate, it appears that the plaintiff No. 3 namely Anjali Bhattacharjee died leaving behind her two sons Biswanath Bhattacharjee and Biswajit Bhattacharjee who are already on record as plaintiff Nos. 1 & 2. Therefore the plaintiff side prayed for taking note in this regard.

The defendant side raises objection by filing W/O and stated that present petition is not maintainable in law and its present form, having no reason to file the same, filed by suppressing the material of fact, harassing and also filed by practicing fraud upon the court. So, prays for rejection of the application with cost.

Heard both the sides. Considered.

After perusing the petitions dated 19.06.2025 this court is of the opinion that there is no embargo to allow the instant petitions. Hence, it is

ORDERED

that both the petitions dated 19.06.2025 are allowed on contest.

D/A is directed to take note that the legal heirs of plaintiff No.3 are already on record as plaintiff No. 1 & 2.

On perusal of the record it appears that vide order dated 19.06.2025 the date has been fixed inadvertently for passing order in respect to petition u/O-6 R-17 of CPC. But the said petition not heard.

To **10.09.2025** for hearing of the petition u/O-6 R-17 of CPC.

Dict. & Corrected

Sd/-(A. Sharma)
Civil Judge (Jr. Divn.), 3rd Court
Baruipur, South 24-Parganas

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