

In the Court of the District Judge, Murshidabad.

Misc Case No. 60 of 2024
(CNR-WBMD01-011495-2024)

Present: Sri Partha Pratim Chakraborty, (J.O. WB01240)
District Judge, Murshidabad.

Order No. 10, dated 20.05.2026

The record is put up today by a petition filed by the petitioner along with a petition for stay supported by affidavit.

This is a case U/S 24 of CPC praying for withdrawal of the T.S. No. 171/2022 from Civil Judge (Jr. Div.), Jangipur, Murshidabad to any other Court of Civil Judge (Jr. Div.), Berhampore, Murshidabad on the ground stated in the petition.

Ld. Counsel submits that in the said T.S. No. 171/2022, Ld. Court was pleased to grant an order of temporary injunction and the defendant of the said original suit being T.S. No. 171/2022 preferred a Misc. Appeal from the said order. Ld. Counsel submits that if the further proceeding of the suit is not stayed, then Misc. Appeal will be heard and for that event the petitioner herein will be prejudiced.

It appears that the said proposition is absurd and highly illogical that it will have effect of staying the Misc. Appeal preferred challenging the order of injunction passed in the original suit. As such, it appears that the petitioner has failed to justify the ground to stay. Accordingly, stay is **refused**. .

To date **(06.06.2026)**.
D/c by me.

District Judge, Murshidabad.

District Judge, Murshidabad.