

PARTITION SUIT – 43 OF 2020
[WBMD-0600-0057-2020]
PRESENT BEFORE : AMRITA DEY
JO CODE : WB01380

Order no. 20 Dated : 27.03.2026

Record is put-up today by the plaintiff who filed a petition u/o.23 Rule 1 (1) of Civil Procedure Code supported by an affidavit praying for leave to withdraw the suit.

Heard learned Advocate Sri. Arun Kumar Ghosh appearing for the plaintiff and SM Mainul Haque appearing for the defendants respectively.

Sole plaintiff is personally present along with his photo identity card.

On being asked in open Court, the plaintiff submitted that due to amicable settlement of the dispute out of the Court, he is not interested to proceed with the suit anymore and accordingly he wants to withdraw the present suit.

Considering the above facts and circumstances as well as the submission of the plaintiff as well as the Advocate on record, I am of the opinion that since the plaintiff himself is not willing to further proceed with his suit then there is no reason to withhold the permission to withdraw the same.

Accordingly, the plaintiff's prayer for withdrawing this suit is considered and allowed, without any order as to costs.

Hence, it is

Ordered

that the present suit be and the same is '**Dismissed Otherwise**', **being withdrawn** by the plaintiff, however without liberty to file the same afresh on same cause of action.

Interim order/s and pending application/s (if any) stand vacated and otherwise disposed of, as the case may be.

D.A. to note in all relevant registers and update CIS accordingly.

D/C by me

Civil Judge (Sr. Div)
Lalbagh Msd.
(I/C)

Civil Judge (Sr. Div)
Lalbagh Msd.
(I/C)