

Partition Suit No. 623 of 2025

Order No. 08 dated 11/12/2025.

Today is fixed for hearing of the local inspection petition dt. 08.12.2025 filed by the plaintiff and awaiting S/R and appearance of defendant no. 1, 2 and 5 to 13.

Plaintiff is present by filing a petition praying for extension of the operation of the last part of the order dt. 08.12.2025 directing defendant no. 4 not to make any sort of construction in the suit property.

Defendant no. 3 and 4 filed written objection against plaintiff's local inspection petition as well as petition u/S.151 of Civil Procedure Code.

Received no SR in respect of defendant No. 1, 2 and 5 to 13.

Plaintiff is also directed to take fresh steps (through post only) upon original defendant No. 1, 2 and 5 to 13.

The learned Advocate of both the parties are present.

Accordingly the local inspection petition dt. 08.12.2025 filed by the plaintiff is taken up for consideration.

Heard learned advocate for the plaintiff as well as defendant no. 3 and 4 in respect of the local inspection petition filed by the plaintiff. Considered.

It appears that the points on which local inspection was prayed for are just and for elucidating those points and bringing the actual picture of the suit property before this Court, the proposed local inspection, if allowed, will be helpful without any apprehension to causing any prejudice to the other side.

Hence, the petition dt. 08.12.2025 filed by the plaintiff praying for local inspection is considered and allowed on contest.

Ld. Advocate **Arif Hossain** the practicing member of Lalbagh Court Bar Association and empanned in the list of 'Advocate Commissioner' received from the concerned Bar Association is hereby appointed as Advocate Commissioner to hold a local inspection commission by visiting the suit property and to report answering the points formulated in the petition dt. 08.12.2025 u/o. XXXIX Rule 7 of the Civil Procedure Code.

A sum of ₹2500/- is fixed as fees for the commission which the applicant is directed to directly pay to the Commissioner against proper receipt.

The Commissioner is directed to execute the writ of commission observing all necessary legal formalities and to submit detailed report preferably by one month from receiving the writ of commission after serving a copy of his report to learned advocates of both the parties.

Office to issue writ of commission after submission of the fees receipt, copy of pleadings, petition for local inspection etc. by the plaintiff.

Fixed **13.04.2026** for awaiting S/R and appearance of defendant no.1, 2 and 5 to 13 and local inspection Commissioner's report.

Plaintiff to file necessary requisite (through post only) by next 15 days positively.

D & C by me
CJSD, Lalbagh

Sd/- Gourab Ghosh,
Civil Judge (Senior Division)
Lalbagh, Murshidabad, W.B
J.O.Code: WB01100.