

**In The Court of Civil Judge (Junior Division)
Lalbagh, Murshidabad**

**Present: Amrita Dey (J.O. Code WB01380)
Civil Judge(Jr. Div), Lalbagh Msd.
T.S 113 of 2024**

Order No. 08 Dated 07.08.2025

Today is fixed for hearing of petition dated 17.02.2025 filed by the plaintiff.

Plaintiffs are present by filing haziras.

Ld. Counsel for the plaintiff submitted that proforma defendant no. 4 died leaving behind proforma defendant no. 5 as his legal heir. Ld. Advocate for the plaintiff submitted that as the legal heir of proforma defendant 4 is already on record, there is no need for substitution of proforma defendant no. 4 and her name should be expunged from the case.

After hearing and after going through the record as the legal heir is already on record as proforma defendant no. 5, the name of proforma defendant no. 4 can safely be expunged.

B.C- I is directed to strike off the name of proforma defendant no. 4 from the cause title of this case as per this order.

It appeared from the record, no steps has been taken by defendant no. 1 to 3 as well as by proforma defendant no. 5 till 1.00 p.m.

Therefore, this case will heard exparte against the above mentioned defendants from this date.

Now, the injunction application is taken up for hearing exparte.

Ld. Counsel for the plaintiff submitted that this Court may please to make interim injunction order absolute till disposal of this suit.

After hearing the plaintiff as well as going through the record, this Court is of the opinion that as the defendant chose not to appear even after proper service of summons, it can be held that plaintiff was able to prove his prima-facie case over the suit property and for such reason, the injunction order can safely be made absolute till disposal of this suit.

Therefore on the basis of above observation, the injunction order passed by this Court on 28.02.2024 is hereby made absolute till disposal of this suit.

Fix 12.09.2025 for compliance of the order by the plaintiff and exparte hearing.

Let the order be uploaded in CIS portal at once.

D/C by me

Sd-/ Amrita Dey

Civil Judge (Jr. Div)
Lalbagh Msd.

Sd-/ Amrita Dey

Civil Judge (Jr Div)
Lalbagh Msd.