

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

Title Suit 204 of 2017

CIS No. Title Suit 281/2017

CNR No. WBMD07-000581-2017

Present: Afshan Nawaz Warsi (J.O. Code : WB01432)

Civil Judge(Jr. Div), Lalbagh.

Order No. 25, Dated 04/02/2022

Today is fixed for hearing of the petition filed by the defendants under Order XXXIX Rule 7 of C.P.C.

Both the parties filed their respective haziras.

Heard both sides at length.

Perused the petition and other materials available on record.

It is observed that the Ld. Advocate on behalf of the defendant has preferred the instant petition for local inspection on the plea that such inspection is necessary for bringing the real picture before the Court and for effective adjudication of the instant suit. On the other hand the plaintiffs have verbally raised objection that the instant petition should not be allowed as the injunction petition has already been disposed of and that there is no necessity for holding any local inspection. On hearing both sides the Court is of the opinion that the instant petition for local inspection filed by the defendants should be allowed for effective adjudication of the suit. Ld. Advocate Hasan Karigar is hereby appointed as the Ld. Advocate Commissioner to hold the local inspection of the suit property as per the points mentioned in the said petition.

The Ld. Advocate Commissioner is directed to visit the locale after serving notice upon both the parties and to observe all the formalities required to be complied with before inspecting the suit property.

The defendants are directed to pay ₹1000/- to the Ld. Advocate Commissioner and the Writ will be issued after payment of the Commission Fees.

The Ld. Advocate Commissioner to directed to submit report within 30 days after receiving the Commission Fee.

Fix **20/04/2022** for report.

D/C by me.

Sd/- A. N. Warsi

Civil Judge (Junior Division)
Lalbagh, Murshidabad

Sd/- A. N. Warsi

Civil Judge (Junior Division),
Lalbagh, Murshidabad