

TS 115-20

Present : Rajarshi Mukherjee

WBMD 11000-213-2020

Order no. 38

Dated 19-08-24

Today is fixed for payment of cost and filing of amended plaint.

The plaintiff is present. The defendant is present.

The plaintiff has not deposited the cost.

The plaintiff submitted a petition for substitution for the death of defendant no. 2 Sukumar Das who expired on 10-07-24 and the instant petition filed on 19-08-24.

Heard both sides.

Considered.

This Court finds that the instant petition was filed within the period of limitation, therefore, the petition is not time barred or bringing the legal representatives of the deceased on record. The Court inclines to allow the prayer made in the said petition.

Hence, it is

ORDERED

that **the legal heirs of defendant no. 02 Sukumar Das namely 2(ka) Nupur Das and 2 (kha) Sudipa Das (Pramanik)** as mentioned in the substitution application, be added as defendants of this suit, as per the proposed schedule.

The plaintiff is directed to file an amended cause title as per proposed cause title.

The plaintiff is directed to serve notice upon the newly added defendants.

To **01-10-24** for payment of cost of Rs. 200/- and filing of amended plaint along with cause title and step upon newly added defendants.

D/C by me

**Sd/-
CJJD, 1st Court,
Jangipur, Murshidabad.**

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CJJD, 1st Court,
Jangipur, Murshidabad.
WB01191**