O.S. 02/2016, CIS 06/2016

CNR No. WBND05-000-147-2016

J. No. - WB00728

Order No.42
Dated 04.05.2023

Petitioner and the respondents are present by filing haziras.

Today is fixed for hearing of the petition filed under O.22 R.4 of CPC.

Perused the petition, record, heard Ld. Advocates and considered.

It appears that citee no.2 namely Joy Gopal Das has died on 24.11.2022 leaving behind his wife and one son and the petitioner wants to bring them in the record by this petition, filed on 17.01.2023. It further appears that the petitioner on oath has stated that Joy Gopal Das left behind two heirs. The petition has been filed within the statutory period of limitation.

Ld. Advocate representing other respondents has not raised any objection.

In view of the above, this court is inclined to allow the prayer.

Hence, it is

ORDERED

that the petition for substitution of citee Joy Gopal Das filed on 17.01.2023 is hereby allowed.

BC is directed to carry out the amendment accordingly.

Petitioner is directed to submit amended probate petition and to serve the same on the substituted citees.

Fix 30.06.2023 for S.R., submission of amended petition and steps in the meantime.

Dictated & Corrected by me

ADJ, Nabadwip, Nadia. **ADJ, Nabadwip, Nadia.**