

IN THE COURT OF Ld. DISTRICT JUDGE, NORTH 24 PARGANAS

Present : Sri. Avani Pal Singh (WB-01131)

District Judge, North 24 Parganas.

M.A.C Case No.268 of 2022

Order No.09,
dated 04.09.2023.

Today is fixed for hearing of the petitions under Order I Rule 10 read with Section 151 of CPC dated 21.07.2022 and 13.04.2023 respectively. Ld. Counsel for the petitioners as well as interveners are present on call.

At the outset Ld. Advocate Soumitra Biswas appearing for the interveners Serina Khatun and Samir Mondal prays before the Court to permit them to withdraw their petition. Upon hearing the Ld. Counsel on the point, Ld. Advocate for Serina Khatun and Samir Mondal is permitted to withdraw their petition under Order I Rule 10 of CPC by endorsing "not press" on the margin of the petition, which is thus dismissed as withdrawn.

The petition under Order I Rule 10 of CPC filed on 12.07.2022 by Amena Bibi, Shilpa Khatun and Arif Hossain Mondal is taken up for hearing together with written objection dated 31.07.2023 of the claimants is taken up for hearing. Heard Ld. Counsels at length. Perused the materials on record. In view of the identity documents filed by the petitioners, including Aadhaar Cards and Voter Identity Cards, and in view of the objection by the claimants who are the parents of the deceased victim this Court of the view that a local inquiry by the Officer-in-charge of Ashoknagar P.S would be necessary to determine the claim made in the petition.

Accordingly further hearing of the petition is deferred with the direction upon the Officer-in-charge of Ashoknagar P.S to carry out local inquiry as to the status of the petitioners Amena Bibi, Shilpa Khatun and Arif Hossain Mondal vis a vis the deceased victim late Nital Mondal son of Uchman Ali Mondal and Sokarjan Bibi of village Daspara Dogachia, P.O Somudrapur under that police station, and submit report by or before the next date fixed. The petitioners are directed to submit their Aadhaar Cards and Voter Identity Cards and other documents before the said Officer-in-charge of Ashoknagar P.S on 14.09.2023 positively, and the Officer-in-charge shall be at liberty to verify the genuineness of the identity documents so submitted.

Copy of this order be sent to the O/C, Ashoknagar P.S.

Sd/-
District Judge,
North 24 Parganas.