

T.A. 21 of 2015
Present – Shri Sanjay Naskar Ld.P.O
J.O Code (UID No) WB01025

Order no.36
Dated, 31.07.2025

Both the contesting parties file hazira. None moves for the respondent on repeated call. It is 3:10 p.m.

Considering the conduct of the respondents this court is inclined to take up the petition dated, 14.08.2018 for hearing exparte.

Heard the Ld. Advocate for the appellant.

Perused the record. It appears that by the proposed amendment the appellant is intending to insert two more grounds of appeal in the unamended memo of appeal regarding their alleged exclusive possession over the disputed pathway and the existence of the disputed pathway. The proposed amendment is not foreign to the gamete of the case. If is is allowed, it will not cause of making third case and it may help the court to adjudicate the matter expediently.

Hence, it is

O r d e r e d

that the instant petition dated, 14.11.2018 praying for amendment, as contained therein, is considered and allowed exparte without any order as to cost.

Appellant is directed to file amended memo of appeal.

Thus this petition is disposed of

To 27-08-2025 for filing amended memo of appeal and hearing of appeal.

Addl. Sessions Judge,
Fast Track 3rd Court, Basirhat, North 24 pgs.

Later :-

After passing order, the Ld. Advocate for the respondents appears and files two petitions. Let these be kept with the record.

To date for hearing these two petitions.

Addl. Sessions Judge,
Fast Track 3rd Court, Basirhat, North 24 pgs.