

Title Suit No. 328 of 22 CIS 328 of 22
CNR WBNP18-000443-2022

03.04.2023.

Today is fixed for hearing of petitions U/s.7(1) & 7(2) of WBPT Act.

Plaintiffs file hazira.

Defendants appeared by filing vakalatnama and file an adjournment petition praying for time to file W.S.

Heard. Considered. Prayer is hereby allowed.

Now, the record is taken up for hearing and passing order in respect of petition dt. 08.02.23 filed by the plaintiffs on consent of both sides.

Heard the Ld. Adv for both sides.

During the course of hearing Ld. Adv for the plaintiffs submitted that the petitions U/s.7(1) and 7(2) of WBPT Act are not maintainable before this court as such the suit had not filed under the WBPT Act after serving the notice U/s.6(4) of the said Act. So, plaintiffs pray for rejection of the petition.

Per contra, Ld. Adv for the defendants submitted that the whatever the order passed by this court defendants have to obey the same.

Considered.

On perusal of the case record and the petition it appears to this court that apparently suit is not filed under the WBPT Act. So, the petitions filed by the defendants are not maintainable in the eye of law. So, this Court is inclined to allow this petitions.

Title Suit No. 328 of 22 CIS 328 of 22
CNR WBNP18-000443-2022

Hence, it is

O R D E R E D

that the petitions dt. 08.02.23 filed by the plaintiffs is hereby
allowed on contest and disposed of accordingly.

That the petitions U/s.7(1) and 7(2) of WBPT Act are hereby
rejected being not maintainable.

Fix **19-05-2023** for filing W.S as per law.

D/c by me

CJ (Jr. Divn.)
(JO CODE WB01423)
Bidhannagar

CJ (Jr. Divn.)
(JO CODE WB01423)
Bidhannagar