

Order dt. : 22/12/2025

Today is fixed for passing order in respect of hearing of the application of transposition filed by plaintiff nos. 2 and 6.

Plaintiff no. 2 to 6 filed haziras along with an extension application for ad interim injunction.

Plaintiff no. 1 and defendants do not take any steps.
Let the application be taken up for hearing.

Perused the application of transposition and other materials on record. No W.O. has been filed either by plaintiff no. 1 or defendants.

The bone of contention of the instant application is that, the instant suit is filed by the plaintiffs jointly but during the pendency of the suit, amicable settlement was made by and between the plaintiff no. 1 and defendants. Therefore, the plaintiff lost his interest in the instant suit against the defendants and started in cooperation with the other plaintiffs to proceed the suit further. Therefore, plaintiff no. 1 may be transposed to proforma defendant.

This is a suit for declaration and permanent injunction and also for recovery of khas possession. Considering the nature of the suit, the presence of the plaintiff no. 1 is necessary. No W.O. filed by the plaintiff no. 1 against the instant application. Therefore, it may be presumed that the plaintiff no. 1 do not have any objection against the instant application. Accordingly, the instant application is required to be allowed.

Hence,

O R D E R E D

that the application of transposition filed by plaintiff nos. 2 and 6 is hereby considered and allowed.

Accordingly, plaintiff no. 1 be transposed as defendant no. 4 (proforma).

Plaintiff nos. 2 to 6 is hereby directed to amend the cause title of the suit and file a amended plaint.

To 04/02/2026 for filing amended plaint by plaintiff nos. 2 to 6 and injunction hearing.

Let the ad interim injunction be extended till next date.

D/C by me.

Civil Judge (Jr. Divin)
Bidhannagar
J.O. Code WB 01155