

Order dt.: 24/07/2025

Record is put up today on the prayer of the plaintiff to move the application u/s 151 of C.P. Code on the ground of urgency.

The Ld. Advocate also files copy of letter, postal receipts which reflects that the matter has been communicated to the Ld. Advocate of the defendant.

Heard. Considered and put up prayer is allowed.

Let the application u/s 151 of C.P. Code be taken up for hearing.

Heard the Ld. Advocate for plaintiff.

Perused the instant application.

The bone of contention of the instant application is that the plaintiff has obtained an order of ad interim injunction vide order dt. 08/05/2025 wherein this Court restrained the defendant and his men and agents from dispossessing the plaintiff from the suit property without due process of law. The order of ad interim injunction was duly communicated to the defendant. In spite of that on 30/05/2025 while the plaintiff is about to enter into the suit property, the defendant and his men and agents forcefully restrained him and put a padlock on the suit property by replacing the original padlock of the plaintiff.

Considering the situation as stated in the instant application, admittedly the plaintiff is dispossessed from the suit property and therefore a separate cause of action arose against the defendant and a separate relief is required to be sought for by the plaintiff.

Accordingly, this Court is not inclined to pass any order for implementation of ad interim order of injunction which has been admittedly violated by the defendant.

Hence it is

**O R D E R E D**

that the instant application filed by the plaintiff is rejected without any order as to costs.

Todate (04/09/2025)

D/C by me,

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