

Later dt. : 02/06/2026

Issue notice upon the defendants to file show cause within 15 days from the date of receive as to why the ad interim injunction as prayed for shall not be granted against them.

Marginal note of the Office shows that there is no caveat is pending against the instant suit.

The Ld. Advocate for the plaintiff moves the interim injunction filed u/O XXXIX Rule 1 and 2 read with Section 151 of CPC on the ground of urgency.

Heard the Ld. Advocate. Perused the interim injunction application, plaint and documents filed.

The instant suit is for declaration and injunction along with an application u/O XXXIX Rule 1 and 2 of CPC. The bone of contention of the injunction application is that the plaintiff is the bona fide tenant in respect of the suit property. Now a days, the defendants are disturbing the peaceful possession of plaintiff to vacate the suit property illegally.

Considering all these and after careful perusal of all documents filed by the plaintiff, prima facie it appears that the plaintiff is in possession of the suit property by virtue of a tenancy agreement and the same is required to be protected against illegal ejection.

Accordingly, the prayer is allowed.

Consequently, the defendants and their men and agents are directed not to disturb the plaintiff's peaceful possession in respect of the suit property as described in the schedule of the instant application without due process of law till 02/07/2026.

The plaintiff is hereby directed to comply with the provision of order XXXIX Rule 3(a) and 3(b) of C.P.Code.

Requisite at once.

D/C by me,

(Debabrata Biswas)
Civil Judge (Jr. Divin)
Bidhannagar, North 24 Pgs.
J.O. Code WB 01155