

Order dtd. 13/06/2025 :

Today is fixed for DW.

Both the contesting sides file their respective haziras.

Now the record is taken up for hearing of application u/O XXII Rule 3 of CPC.

Heard the submissions of both the sides.

By filing an application dtd. 23/05/2025 Ld. Advocate for the plaintiff submits that plaintiff no. 2 Bhabataran Ghosh died on 27/02/2025 leaving behind his wife Smt. Sila Ghosh, one son Bapan Ghosh and one daughter Kaloli Amani. By filing this application plaintiff prays for impleading the surviving legal heirs to deceased plaintiff no 2. Ld. Advocate also files a photocopy of cremation certificate.

Perused the case record on perusal it transpires that plaintiff no. 2 namely Bhabataran Ghosh died on intestate on 27/02/2025 and the instant application for substitution was filed on 23/05/2025. Thus, the instant application was filed within statutory period of limitation. Thus this Court does not find any impediment in allowing the application filed by the plaintiff.

Hence it is

O R D E R E D

that the application filed by plaintiff on 23/05/2025 is allowed on contest without any order as to costs.

Plaintiff is directed to file revised plaint substituting the names of legal heirs of plaintiff no. 2 in place of deceased plaintiff no. 2.

Fix 11/07/2025 (diary heavily congested) for filing of the revised plaint by the plaintiff.

Civil Judge (Jr. Divin)
Bidhannagar
J.O. Code : WB 01536

Later : Ld. Advocate for plaintiff files revised plaint. Copy served. Let it be kept with the record.

To date (11/07/2025) for DW.

Civil Judge (Jr. Divin)
Bidhannagar
J.O. Code : WB 01536