

T.S. No. 294 of 2025

later : 23/09/2025

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 by the plaintiff shall not be granted.

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 injunction application, plaint and documents filed.

Considering all these, it appears that the instant suit is for declaration and permanent injunction. The bone of contention of the injunction application is that the plaintiff is the absolute owner of the suit property. The defendants are residing in the residential portion of the premises no. 115/133 Jessore Road and they are disturbing the plaintiff's possession by thronging garbage or harmful wastes. The defendants pick up quarrel on trivial issues.

Considering the nature of allegation as alleged by the plaintiff against the defendants, this court holds that the matter is not so urgent to grand interim injunction in absence of the defendants.

Accordingly, the prayer is refused.

The plaintiff is directed to put requisite at once.
Office is directed to issue the same.

To date (05/03/2026).

Civil Judge (Jr. Divin)
Bidhannagar