

08-03-2019

Today is fixed for further order regarding this case.

Both parties filed haziras.

Ld. Advocate for the plaintiff is present.

Defendant filed hazira but none moved the case on behalf of the defendant on repeated call. It is 3.00 PM. The Ld. Advocate for the plaintiff submitted that the defendant has not still paid the cost of Rs. 4000/- as ordered by this Court dated 05.10.2018. The conduct of the defendant as appears from the record is not very prudent. In the circumstances, as per the order dated 05.10.2018 this Court pleased to take up the petition U/s-7(2) of WBPT Act for disposal on the basis of the claim of the plaintiff.

Perused the record. Heard the Ld. Advocate for the plaintiff. From the record it transpires that the plaintiff has claimed that defendant is a defaulter in payment of rent since July 2011 and the rate of rent as last paid was Rs. 260/- per month. On calculation it found that the defendant is defaulter in payment of rent from July 2011 to February 2019 which is for 92 months. Hence, the arrear of rent which is due is Rs. $92 \times 260 = 23,920/-$ + 2392 statutory interest (10%) = 26312/-.

hence it is

O R D E R E D

that the petition U/s-7 (2) is hereby disposed of. The defendant is found defaulter and the arrear of rent which is due is Rs. 26,312/- (Rupees Twenty Six Thousand Three Hundred and Twelve). The amount mentioned in this order within one month by two equal installments and thereafter directed to make deposit month by month within 15th of each succeeding month.

Fix **26-04-2019** for payment of cost and issues.

D/c by me

CJ (Jr. Divn.)
Bidhannagar

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