

Ejectment Suit No. 65 of 2012

WBNP18-002343-2012

Order dt. 17/04/2026

Today is fixed for passing order in respect of hearing of application of Section 7(3) of WBPT Act.

Both parties filed hazira.

Let the case record be taken up for passing order.

Perused the instant application and other materials on record.

Order dated 10/04/2025 is reflecting that after contested hearing on the instant application, this Court found that the defendant has failed to produce civil deposit challan for payment of rent of the month of April, 2014. Accordingly, defendant was directed to produce that challan. In spite of that direction, the defendant has not yet been filed of the challan of April, 2014. No other document has also been produced by the defendant regarding payment of rent of April, 2014. Undoubtedly, it is clear violation of the mandate of Section 7 (1) (c) of WBPT Act. In this situation, the provision of Section 7 (3) of WBPT Act will be attracted automatically against the defendant.

Hence,

O R D E R E D

that the application under Section 7(3) of WBPT Act is hereby considered and allowed on contest.

Consequently, the defence against the delivery of possession of the defendant is struck off under section 7(3) of WBPT Act.

To 09/07/2026 for filing Commissioner's report.

Ld. Commissioner is further directed to complete the commission work as expeditious as possible.

D/C by me

(DebabrataBiswas)

Civil Judge (Jr. Divn.)

Bidhannagar, North 24 Parganas.

J.O. Code : WB 01155