

Ejectment suit 02 of 2024
(CNR No. WBPS01-000002-2024)

Before Shri. Ashutosh Kumar Singh, Ld. Chief Judge

11.

11-03-2025.

Today is fixed for awaiting service report.

Plaintiff files hazira along with postal track report and postal registration receipt. Let the same be kept in the case record.

Today defendant appeared in this suit through Ld. Advocate by filing vakalatnama along with a petitions u/s 7(1) & 7(2) of W.B.P.T. Act, on the grounds stated therein. Copy served.

Defendant also files two separate petitions praying for time for filing written statement and another petition praying for direction upon the plaintiff to serve copy of documents relied upon the plaint, on the grounds stated therein. Copies served.

On call Ld. Advocates for the parties are found present.

The petition u/s 7(1) of W.B.P.T. Act is taken up for hearing.

Heard Ld. Advocates for the parties.

Perused the petition and materials on record. Considered.

By the instant petition u/s 7(1) of W.B.P.T. Act defendant has prayed for permission to deposit the current rent commencing from the month of March, 2025 on the grounds stated therein.

The petition u/s 7(1) of W.B.P.T. Act is within time and also formal in nature. Unless the same is allowed, defendant shall suffer loss and injury. Besides, the plaintiff shall not be prejudiced in any way if, the same is allowed.

11 (contd...)

11-03-2025.

Hence,

it is

Ordered

that the petition u/s 7(1) of W.B.P.T. Act filed by the defendant this day is allowed.

Defendant is hereby permitted to pay / deposit the current rent commencing from **March, 2025** and there after month by month by 15th of each succeeding month at his own risk without prejudice to the right and contentions of the parties in accordance with law.

Perused the petition praying for direction upon the plaintiff to serve copy of documents relied upon the plaint and petition praying for time for filing written statement.

Prayers are considered and allowed.

Accordingly, plaintiff is directed to serve copy of documents relied upon the plaint to the defendant in the meantime.

Record reveals that bailiff report has arrived in respect of proforma defendant but no postal report has yet been arrived.

Fix 07-05-2025 for hearing of petition u/s 7(2) of W.B.P.T. Act, w/o if any in the meantime. Defendant is required to file written statement within the prescribed period of limitation. To date also fixed for awaiting postal report in respect of proforma defendant.

Dictated & Corrected

by me

Chief Judge

Chief Judge
J.O. Code WB 01244