

Ejectment suit 29 of 2026
(CNR No. WBPS01-000046-2026)

Before Smt. Chandrani Mukherjee (Banerjee), Ld. Chief Judge

04.

05-03-2026

Today is fixed for passing necessary order along with direction upon the defendant to file w/s within the prescribed period of limitation.

Plaintiff files hazira. Defendant files hazira along with petitions u/s 7(1) & 7(2) of W.B.P.T. Act and another petition u/s 151 of C.P.Code praying for direction upon the plaintiff to serve copy of plaint and all supporting documents, on the grounds stated therein. Copies served.

Perused the petition u/s 7(1) of W.B.P.T. Act and materials on record.

By the instant petition, defendants have prayed for permission to deposit the current rent commencing from the month of March, 2026 as well as admitted arrear of rent on the grounds stated therein.

Heard Ld. Advocates for both side.

The petition is within time and also formal in nature. Unless the same is allowed, petitioner shall suffer loss and injury. Besides, the plaintiff shall not be prejudiced in any way if, the same is allowed.

Hence,

it is

Ordered

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

Defendant is hereby permitted to pay / deposit the current rent commencing from the month of **March, 2026** 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.

Contd....

04 (contd...)

05-03-2026

Defendant is also permitted to pay / deposit the admitted arrear of rent as prayed for, calculated at the rate at which it was last paid and up to the end of the month previous to that in which the payment is made together with interest @ 10% p.a., within the time frame as prescribed under the law at his own risk without prejudice to the right and contentions of the parties. passing necessary order along with direction upon the defendant to file w/s within the prescribed period of limitation.

Prayer for direction upon the plaintiff to serve copy of plaint and all supporting documents is considered and allowed.

Fix 07-05-2026 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.

Chief Judge
J.O. Code WB 01130