

W.B.S E. A 02 of 2025.
[CNR No WBPS 01 000056 2025.
Before - Ashutosh Kumar Singh- Ld. Chief Judge.

Order No:-02.

15/02/2025.

Record is put up today on the strength of a put up petition the Appellant along with a petition praying for allowing him to serve the summons along with the Memo of Appeal along with the Stay petition along with the application u/s of Limitation Act upon the Respondents on the ground stated therein. Petitioner also files copies of stay petition.

Ld. Advocate for the Appellant moved the petition and submitted that being aggrieved and dissatisfied with the order of the Ld. Referee under the W.B Shops & Establishment Act, 1963 dated 31/07/2024 in case P-159/2023, the Appellant has filed the instant appeal along with application u/s-5 of Limitation Act and 04/03/2025 has been fixed for hearing on the point of Admission.

Now, the Appellant intends to move an application for stay of the operation of the impugned order passed by the Ld. Referee dt 31/07/2024 as such, by filing the instant petition is praying permission to serve the summons along with the Memo of Appeal along with the Stay petition along with the application u/s of Limitation Act upon the Respondents .

Heard Ld. Advocate for the Appellant.

Perused the petition as well as materials on record.

The petition is supported by affidavit.

Therefore, this Court is inclined to allow the prayer of the Appellant/ petitioner.

Petitioner is permitted the serve the summons along with the Memo of Appeal along with the application u/s-5 of Limitation Act along with the Stay petition dt 13/02/2025 upon the Respondents and take steps accordingly.

Also issue process upon the respondent in both ways along with copy of Memo of Appeal along with copy of application u/s-5 of Limitation Act, together with the copy of stay petition dated 13/02/2025 after verification .

Office to do the needful.

To-date (/04/03/2025)

Dictated & corrected by me:-

Chief Judge.

J.O .Code:- WB 01244.

