

Ejectment suit 32 of 2024
(CNR No. WBPS01-000061-2024)

Before Shri. Ashutosh Kumar Singh, Ld. Chief Judge

06.

22-07-2024.

Today is fixed for hearing of petition u/s 7(2) of W.B.P.T. Act, w/o if any in the meantime and consideration of acceptance of written statement filed by the defendant on 03-06-2024. To date also fixed for hearing of petition filed by the plaintiff on 04-06-2024.

Plaintiff files hazira along with written objection against the petition u/s 7(2) of W.B.P.T. Act, on the grounds stated therein. Copy served.

Defendant files hazira. On call Ld. Advocates for the parties are found present.

The petition dt. 04-06-2024 filed by the plaintiff is taken up for hearing.

Ld. Advocate for the plaintiff has submitted that after appearing in the suit, defendant has deposited admitted arrears of rent and current rent in Court in his favour. By the instant applications, plaintiff prays for withdrawal of the same.

Heard the Ld. Advocates for both side, perused the petition and materials on record. Considered.

It appears from the record that the relationship between the parties are not in dispute.

I am inclined to allow the prayer of the plaintiff.

Plaintiff is permitted to withdraw the admitted arrears of rent as well as current rent, if any, deposited by the defendant in Court in his favour, after following necessary procedure without prejudice to the rights and contentions of the parties in accordance with law.

Perused the written statement and materials on record. Where from it reveals that written statement filed by the defendant on 03-06-2024 is within the statutory period of limitation.

Hence the written statement filed by the defendant this day is accepted.

This court finds that the suit is ready for trial. Let the case record be transfer to **Ld. 4th Bench P.S.C. Court, Calcutta.** Parties are directed to appear before the transferee court on **16-09-2024.**

Dictated & Corrected
by me

Chief Judge

Chief Judge
J.O. Code WB 01244