

Ejectment Suit No. 47 of 2022
C.N.R No. WBPS01-000065-2022

Order No.32

Dated 24.06.2025 :

Today is fixed for peremptory hearing. Both the parties file separate attendance through their respective Ld. Advocates. Plaintiff, Debasish Ghose is present and files written examination in chief on affidavit form and also files some documents by way of firisti.

The record is taken up for peremptory hearing.

Plaintiff, Debasish Ghose duly tendered the written examination in chief on affidavit form and has been examined in chief as PW-1 in full and cross examined by the defendant in part.

Ld. Advocate for the defendant files a petition with a prayer for time for further cross examination of PW-1.

The prayer is allowed.

During the examination in chief of PW-1 the following documents are exhibited:

1. Original deed dated 12.08.2015-- Exhibit-1.
2. Death Certificate of Bhaskar Ghose-- Exhibit-2.
3. Original deed dated 26.02.2015-- Exhibit-3.
4. Letter of attornment dated 06.07.2020 along with the postal receipt, track report and returned envelope-- Exhibit-4 collectively.
5. Letter of attornment dated 12.02.2020 along with the postal receipt, returned envelope and track report-- Exhibit-5 collectively.
6. Copy of eviction notice-- Exhibit-6.
7. Postal receipts and track reports-- Exhibit-6/1 collectively.
8. Certified copy of the Order passed by the Ld. Judge, 11th Bench, in charge of 12th Bench, City Civil Court, Calcutta-- Exhibit-7.
9. Print out of the Order dated 05.03.2024 passed by the same Court-- Exhibit-8.
10. Signature of PW-1 on the Complaint dated 07.06.2021-- Exhibit-9.
11. Receiving endorsement of the police station on the complaint dated 07.06.2021-- Exhibit-9/1.
12. Signature of PW-1 on the Complaint dated 11.06.2021-- Exhibit-10.
13. Receiving endorsement of the police station on the complaint dated 11.06.2021-- Exhibit-10/1.
14. Signature of the wife of PW-1 on the Complaint dated 09.08.2020-- Exhibit-11.
15. Receiving endorsement of the police station on the complaint dated 09.08.2020-- Exhibit-11/1.
16. 3 numbers of Adhaar Cards along with the photocopies of the same attested by Notary and verified by the Ld. Advocate-- Exhibit-12 collectively and simultaneously.
17. 2 membership card of the wife of PW-1 in respect of the Bar association of the High Court, Calcutta and City Civil Court, Calcutta-- Exhibit-13 collectively and simultaneously.

Apart from the above documents the complaint letter dated 05.06.2021 sent to PW-1 by the other tenants of the suit building is marked as "X" for Identification.

Ld. Advocate for the defendant raised objection against the marking of Exhibit-1, 3, 4, 5 and 6.

At this stage the plaintiff files a petition with a prayer for withdrawal of the original Adhaar cards and membership cards.

Heard. Perused the record.

Considered.

The plaintiff has filed the photocopies of the Adhaar cards and membership cards which are attested by the Notary and the Ld. Advocate for the plaintiff also verified the same with the original. So this Court does not find any hindrances to return the original Adhaar cards and membership cards.

Accordingly the prayer is allowed.

Let the original Adhaar cards being Exhibit-12 collectively and the membership cards being Exhibit-13 collectively be returned to the plaintiff on condition to produce the same as and when called for.

Fix 20-08-2025 for further cross examination of PW-1.

Typed, Corrected and Printed by me.

Judge, Bench-4
PSCC, Calcutta
J.O Code WB01174

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