

EJECTION SUIT NO :- 106/1999

Order no. 228

Dt. 27.09.2018

Today is fixed for order.

Both parties filed hazira.

Heard Ld. Advocates for both the parties.

Perused the written statement along with counter claim and materials on record.

On perusal, I find that the original defendant has already filed a written statement in this case. After his death the present defendants were substituted. The present defendant filed another written statement along with a counter claim. I find that the said counter claim did not contain any prayer of the defendant to be adjudicate by this court. Further this court has no jurisdiction to adjudicate any counter claim for any declaration and injunction or in any other nature. Further two written statement cannot be considered simultaneously in a single suit of the defendant.

Hence, the said written statement along with counter claim cannot be accepted.

To 06.12.2018 for F. H.

Judge, 2nd Bench
P.S.C. Court, Calcutta.