

Ejectment Suit 56 of 2026.  
(CNR No. WBPS01-000091 -2026)  
Before Smt Sutakuma Nag Ld. Chief Judge-in-Charge.

04

18-03-2026.

Ld. Regular P.O is engaged in S.I.R duty vide the order of the Hon'ble Court.

Record is put up today on the strength of a put up petition filed by defendant.

Today Ld. Advocate for the defendant files Petition u/s 7(1) & u/s 7 (2) of W.B.P T Act and another petition u/o 7 Rule 11 of C.P. Code on the grounds stated therein. Copies of all the applications not served but attached .

Ld. Advocate for the defendant moved the application u/s 7(1) of W.B.P Tact and submitted that the defendant may be permitted to deposit the admitted arrears of rent with applicable interest as well the current rent in respect of the suit premises in Court at her own risk as per provisions of Section 7(1) of W.B.P T Act. He prayed for allowing the application.

Heard Ld. Advocate for the defendant.

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

Considered.

Record reveals that on 12-03-2026, the defendant has entered appearance in the suit through her Ld. Advocate by filing vakalatnama and the matter has been fixed on 20-03-2026 for necessary order . In the mean time , today the defendant has filed the application u/s 7(1) of W.B.P T Act. So, Prima facies it appears that the petition is within time.

Therefore, considering such attending facts and circumstances, this Court finds that the petition u/s 7(1) of W.B.P T Act may be allowed at this stage a the risk of the defendant , otherwise the defendant will be prejudiced.

Accordingly,

it is,

Ordered

that the application u/s. 7(1) of W.B.P.T Act filed by the defendant this day stands allowed .

p.t.o.....

Defendant is hereby permitted to pay/deposit the admitted arrear of rent 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 her own risk.

She is further at liberty to pay / deposit current rent month by month by 15<sup>th</sup> of each succeeding month at her own risk without prejudice to the right and contention of the parties.

However, it is made clear that the validity of deposit made by the defendant may be put to test and questioned and adjudicated in course of proceedings u/s 7(2) / 7(3) of W.B.P T Act at a subsequent stage and in the event of subsequent findings of any non compliance/ violation on the part of the defendants/ tenants of the provision section 7(1) of W.B.P T Act, legal consequences will follow as the law shall take its own course.

To-date ( 20/03/2026 ) for hearing of petition u/s 7(2) of W.B.P T Act , w/o if any in the mean time with further direction upon the defendant to file Written Statement within the prescribed period of Limitation under the Law.

Defendant is directed to serve the copies of petitions upon the plaintiff in the meantime.

Chief Judge-in-Charge.

J.O. Code WB 01248.

