

Ejectment Suit 57 of 2026.
(CNR No. WBPS01-000096 -2026)
Before Smt Chandrani Mukherjee Banerjee Ld. Chief Judge.

05.
19/05/2026.

Today is fixed for hearing of petition u/s 7(2) of W.B.P T Act filed by the defendant dated 24/02/2026 along with direction upon the defendant to file W/S within the prescribed period of limitation.

Both parties file haziras.

Defendant files Written Statement after service of copy. Let the same be kept with the case record.

Defendant also files four original Court deposit challans as per phiristy.

Plaintiffs files Written Objection against the defendant's petition u/s 7(2) of W.B.P T Act, copy served. Let the same be kept in the case record.

Parties are present at the time of hearing.

The petition u/s 7(2) W.B.P T Act filed by the defendant dated 24/02/2026 is taken up for hearing together with its written objection filed by the plaintiff today.

Heard both sides.

Perused the petition, w/o filed by the plaintiff , and materials on record.

Considered.

At the time of hearing , Ld Counsel for the defendant submitted that after appearance in the suit, all the admitted arrear rents and current rent have been properly deposited by the defendant , , as such, there is no due in payment of rent. Challans have been filed in Court by the defendant. He prayed for allowing the petition u/s 7(2) of W.B.P T Act.

On the other hand, Ld Advocate for the plaintiffs submitted although the plaintiff has filed W/O against the instant petition but after inspecting the challans filed by the defendant, the plaintiffs are satisfied that all the deposits are correct and regular and rents have been paid properly by the defendant . He also prayed for disposal of the petition u/s 7(2) of W.B.P T Act.

p.t.o.....

Heard submissions from the parties.

It is admitted by of the parties that the rate of rent, extent of tenancy and the relationship between the parties are not in dispute. The petition is also within time.

Defendant has filed up to date challans till April-2026 wherefrom it reveals that after appearing in the suit, defendant has deposited the admitted arrears of rent with interest and current monthly rent regularly.

The plaintiff has not disputed the payment of rent made by the defendant.

Therefore, in the given circumstances , this Court finds that the petition filed by the defendant/tenant u/s 7(2) of W.B.P T Act dt 12/09/2025 may be disposed of on consent.

Accordingly,

it is ,

Ordered

that the petition u/s 7(2) of W.B.P T Act filed by the defendant dt 24/02/2026 is disposed of on consent with the observation that no rent is lying due and payable by the defendant till April-2026.

Defendant is directed to go on depositing current rent month by month by the 15th of each succeeding month as per law.

W/S filed by the defendant appears to have been filed within the prescribed period of time and hence the same is accepted.

Accordingly, let the suit be **transferred** to the Court of Ld. Judge, **4th Bench**, Presidency Small Cause Court, Calcutta for disposal.

Parties are directed to appear before the transferee Court on the date fixed.

Fix (**30/06/2026**) for appearance of the parties before the transferee Court.

Chief Judge.

J.O. Code WB 01130

