

EJECTMENT SUIT NO. 59 OF 2012 (Reg No. 4890 of 2014)
C.N.R No. WBPS01-000100-2012

IN THE COURT OF 4TH BENCH, PRESIDENCY SMALL CAUSE COURT,
CALCUTTA
PRESENT: SMT. ARCHITA SEN, JUDGE, 4TH BENCH, PRESIDENCY SMALL
CAUSE COURT, CALCUTTA.

ORDER NO-93
DATED 10.02.2026:

Today is fixed for hearing of the petitions dated 03.11.2025, filed by the plaintiffs. Both the parties file separate attendance through their respective Ld. Advocates.

Before hearing the petitions filed by the plaintiffs, the plaint, written statement and the petitions dated 03.11.2025 are perused by this Court and it is gathered that the original recorded tenant has expired. The spouse of the recorded tenant has also died. Now the suit premises is occupied by the other legal heirs of the deceased recorded tenant, though they are ceased to be called as a tenant as per the provision of section-2(g) of the West Bengal Premises Tenancy Act, 1997. In such circumstances the plaintiffs filed a petition under Order XXIII Rule 1 of the C.P.C to withdraw the suit and prayed for liberty to file the suit before the appropriate forum. This Court thinks that the dispute may be settled between the plaintiffs/landlords and the defendants who are no more tenants in respect of the suit premises. So the parties shall be given an opportunity to settle the issues through alternative dispute redressal system as per the provision of Order-X Rule-1A of the Civil Procedure Code, 1908, at no cost to the parties.

Let the parties be directed to appear before the ADR center, DLSA, Kolkata, 8th Floor, City Civil Court Building, Kolkata on 17.02.2026 at about 1:30 pm.

Fix 27.03.2026 for result from mediation center.

Typed, Corrected and Printed by me.

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

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