

Ejectment suit 59 of 2025  
(CNR No. WBPS01-000149-2025)

Before Shri. Ashutosh Kumar Singh, Ld. Chief Judge

03.

11-04-2025.

Record is put up this day on the strength of put up petition filed by the defendant along with two petitions u/s 7(1) & 7(2) of W.B.P.T. Act on the grounds stated therein.

Defendant also files two separate petitions praying for time for filing written statement and another petition praying for direction upon the plaintiff to serve copy of documents relied upon in the plaint, on the grounds stated therein. Copies served.

The petition u/s 7(1) of W.B.P.T. Act filed by the defendant this day is taken up for consideration in presence of both the parties.

Heard Ld. Advocates for both sides.

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

By the instant petition, defendant has prayed for permission to deposit the current rent as well as admitted arrear of rent on the grounds stated therein.

The petition is within time and also formal in nature. Unless the same is allowed, defendant shall suffer loss and injury. Besides, the plaintiff shall not be prejudiced in any way if, the same is allowed.

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03.

(cont.....)

11-04-2025.

Hence,

it is

Ordered

that the petition u/s 7(1) of W.B.P.T. Act filed by the defendant this day ie. 11-04-2025 is allowed.

Defendant is hereby permitted to pay / deposit the current rent commencing from the month of **April, 2025** and there after month by month by 15<sup>th</sup> of each succeeding month at his own risk without prejudice to the right and contentions of the parties in accordance with law.

Defendant is also permitted to pay / deposit the admitted arrear of rent as prayed for, 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 his own risk without prejudice to the right and contentions of the parties in accordance with law.

Regarding the petitions praying for direction upon the plaintiff to serve copy of documents relied upon the plaint and praying for time for filing written statement , both the prayers are considered and allowed.

Accordingly, plaintiff is directed to serve copy of documents relied upon the plaint to the defendant in the meantime.

To date (29-04-2025) for hearing petition u/s 7 (2) of W.B.P.T Act, W/o if any in the meantime.

Defendant is required to file W/S within the prescribed period of limitation.

Dictated & Corrected

by me

Chief Judge

Chief Judge

J.O. Code WB 01244