

Ejectment Suit 166 of 2025.

[ CNR WBPS01 000355 2025 ]

Before - Smt Jayashree Banerjee - Ld. Chief Judge.

03.

20-08-2025.

Today is fixed for S/R, A/D and appearance.

Plaintiffs file hazira.

Plaintiffs also files two original speed post receipts affixed on a conquest sheet along with downloaded copy of postal track report by phristy.

Ld. Advocate for the plaintiff is present at the time of hearing who prayed for accepting service on the basis of the postal track report.

Heard submissions from the plaintiff.

As per bailiff reports , both dated 05/08/2025, summons were tendered at both the addressees of the defendant as mentioned in the plaint but the defendant had refused to accept the same in both the addressees.

Postal track report filed by the plaintiffs goes to show that the postal articles sent to the addressees of the defendant returned "unclaimed" . However, neither any returned envelopes or A/D cards have arrived.

Since there is no reason for the Court to disbelieve the bailiffs reports, so from the given facts and circumstances, this Court finds that service of summons upon defendant may accepted. Therefore, the suit shall proceed ex-parte against the defendant.

Let the case be **transferred** to the Court of **Ld. Judge 3 rd** Bench, Presidency Small Cause Court, Calcutta for disposal. Plaintiff is directed to appear before the transferee Court on **(19-09-2025)**

Dictated & corrected

by me :-

Chief Judge.

J.O .Code:- WB 01049.