

Ejectment suit 167 of 2025
(CNR No. WBPS01-000358-2025)

Before Smt. Chandrani Mukherjee (Banerjee), Ld. Chief Judge

07.

13-01-2026

Today is fixed for hearing of petition u/s 7(2) of W.B.P.T. Act, w/o if any in the meantime. Defendant is required to file written statement within the prescribed period of limitation. Date also fixed for consideration of petition filed by the plaintiff on 21-08-2025.

After carefully scrutiny, it appears from the order no. 04 dt. 21-08-2025 that inadvertently, it has been mentioned that “Plaintiff also files a petition, on the grounds stated therein”.

However the actual fact is that the petition has been filed by the defendant and plaintiff has not take any steps on that day i.e. 21-08-2025.

Therefor the order no 04 dt. 21-08-2025 requires rectification.

Correct the order no 04 dt. 21-08-2025 accordingly in terms of this order.

Office to do needful.

Record reveals that on 04-12-2025 defendant filed written statement along with a petition for acceptance of written statement on the strength of put up petition.

Plaintiff files hazira. Defendant files hazira along with a petition praying for time for hearing, on the grounds stated therein.

On call Ld. Advocates for the parties are found present.

Heard Ld. Advocates for the parties. Perused the petition and materials on record. Prayer for time is considered and allowed.

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07 (Contd...)

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Perused the written statement along with petition for acceptance of written statement and materials on record. Where from it reveals that defendant has received the summons on 10-07-2025 and written statement filed on 04-12-2025. which is beyond the statutory period of limitation.

However in order to give the defendant a fair chance to contest the suit on merit, for ends of justice written statement filed by the defendant on 04-12-2025 is accepted but subject to payment of cost of **Rs. 1,000/-** payable by the defendant to the plaintiff.

Fix 12-03-2026 for hearing of petition u/s 7(2) of W.B.P.T. Act, w/o if any in the meantime and filing receipt showing payment of cost by the defendant. Date also fixed for consideration of petition filed by the defendant on 21-08-2025.

Chief Judge
J.O. Code WB 01130