

Ejectment suit 207 of 2024.
(CNR No. WBPS01-000412-2024)
Before – Smt Jayashree Banerjee - Ld. Chief Judge.

11.
09-09-2025.

Today is fixed for filing affidavit of competency on behalf of the representative of the defendant firm and further order.

Both parties file haziras.

Record reveals that this Court directed the plaintiff to show cause on 28/07/2025 as to why the suit shall not be dismissed since none appeared for the plaintiff on that date.

Plaintiff had filed show cause on 04/09/2025 which was considered and accepted by the Court, but subject to payment of cost of Rs 5,000/- to be deposited at the Office of the D.L.S.A. Such deposition receipt was to be produced today before the Court by the plaintiff.

None appeared for the plaintiff when the matter was called, no receipt has been filed before the Court by the plaintiff today showing deposition of cost as imposed by the Court on 04-09-2025. However, Bench clerk pointed out that today an application has been filed by the plaintiff to reduce the cost imposed by the Court .

When the Court was about to pass an order rejecting the prayer of the plaintiff for reducing the cost, Ld. Counsel Mr. Bikash Banshal Agarwal appeared on behalf of the plaintiff and submitted that though he has been appearing for the plaintiff in the instant matter but he has not filed the vakalatnama on behalf of the plaintiff. Some other Ld. Counsel has filed the vakalatnama on behalf of the plaintiff. He also apprised the Court that he has already spoken to the Ld. Counsel who had filed vakalatnama on behalf of the plaintiff to change the vakalatnama in his favour and power may be given to him to appear and submit in the matter on behalf of the plaintiff. However, such change has not been completed yet and Mr. Agarwal is still without the power to submit on behalf of the plaintiff.

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Having considered the submissions of the Ld. Counsel -Mr. Agarwal, time is given to file fresh vakalatnama on behalf of the plaintiff positively by 15-09-2025, in default, the order that was proposed to be passed by the Court earlier shall be given effect without affording any further opportunity to the plaintiff.

Fix (**15-09-2025**) for filing fresh vakalatnama by the plaintiff in terms of Order dated 09/09/2025, id, order.

Dictated & corrected

by me :-

Chief Judge.

J.O .Code:- WB 01049.