

Ejectment Suit 160 of 2019
Before Sri S. Mitra, Ld. Chief Judge

03

08-08-2019

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

Plaintiff files hazira.

Today defendant appears in the suit by filing vokalatnama, two petitions u/s 7(1) and 7(2) of WBPT Act and another petition praying for time for filing of w/s on the grounds stated therein. Copies served.

Today the petition u/s 7(1) of WBPT Act filed by the defendant this day is taken up for consideration.

Heard Ld. Advocate for the defendant.

Perused the petition and materials on record.

Considered.

By the instant petition, defendant has prayed for permission to deposit the admitted arrear of rent as well as current rent as per law 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.

Hence, it is

Ordered

that the petition u/s 7(1) of WBPT Act filed by the defendant this day is allowed.

Defendant is hereby permitted to pay / deposit the admitted arrear of rent 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., if any.

Defendant is further at liberty to pay / deposit current rent month by month by 15th of each succeeding month at his own risk without prejudice to the right and contentions of the parties if, the same is in accordance with law.

Prayer for time is considered and allowed.

Fix **08-11-2019** for hearing of the petition u/s 7(2) of WBPT Act, w/o if any, in the mean time and filing of w/s by the defendant.

D/C by me

Chief Judge

Chief Judge