

Order no. 51 dt.09/01/18

Parties file hazira.

Record is taken up for passing order in connection with petition u/s 7 (3) of W.B.P.T Act.

On perusal of the record it appears that I find that the petition u/s 7 (1) and 7 (2) of W.B.P.T. Act filed by the defendant has been rejected by order no.29 dt.27/06/14. The said petitions were rejected due to rejection of petition u/s 5 of the Limitation Act accompanying in the same. It also appears that the order of this Court rejecting the petition u/s 5 of the Limitation Act was challenged by the defendant before Hon'ble High Court and the same was dismissed.

In view of the above I come to a finding that the defendant has not complied with provisions of section 7 (1) section & 7 (2) of W.B.P.T. Act in terms of filing the petitions within the statutory time.

Accordingly, the defence of the defendant is liable to be struck in terms of provision of section 7 (3) of W.B.P.T. Act.

To 25/04/18 for P.H.

D/C by me

Judge, 4th Bench

Judge