

EJECTMENT SUIT NO. :- 192 OF 2016
(CNR No. WBPS01-000506-2016)
(JO CODE No. WB01229)

Order no. - 58
Dt. 15.07.2023

Today is fixed for steps by the plaintiff.

Plaintiff files hazira.

Plaintiff files a petition praying for appointing Legal Administrator in place of deceased defendant no. 2 on the grounds stated therein.

Copy not served.

The petition is taken up for hearing.

Heard the submission made by the Ld. Advocate for the plaintiff.

Perused the petition and materials on record.

On perusal of the same, it appears that the plaintiff informed the court on 07.09.2022 that he got an information about the death of defendant no. 2 by filing a petition but he could not specify the death of defendant no. 2 and also no death certificate of defendant no. 2 was filed. The court already directed defendant no. 2 to appear on the next date fixed vide. Order no. 53 dated 07.09.2022 and subsequently the defendant is directed to file death certificate.

None appears on behalf of defendant no. 2 and also no death certificate was filed defendant no. 2 till date.

The plaintiff has also stated by filing his petition dated 15.07.2023 that the Ld. Advocate of the plaintiff has already sent a letter dated 30.03.2023 to the Advocate on record of defendant no. 2, hereby asking to provide the date of death of defendant no. 2 and name and address of the legal heirs/representatives of the deceased defendant no. 2.

Today none appears on behalf of the deceased defendant no. 2 and no intimation about the death of defendant no. 2 has been filed.

Considering the circumstances and after perusing the contents of the petition and materials on record, the prayer of the plaintiff for appointing Legal Administrator is allowed.

Let the Administrator General, Government of West Bengal be added as a party in place of defendant no. 2.

The petition dated 15.07.2023 filed by the plaintiff is thus disposed off.

Plaintiff is directed to take steps on the newly added party.

To 13.09.2023 for steps by the plaintiff.

[Dictated and corrected by me]

Sd/-
(Manabendra Nath Ghosh)
Judge, Bench – II,
Presidency Small Cause Court,
Calcutta.

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