

EJECTMENT SUIT NO. :- 271 OF 2023
(CNR No. WBPS01-000567-2023)
(JO CODE No. WB01165)

Before Smt. P. Shukla, Ld. Judge, 2nd Bench.

Order no. - 11
Dt. 18.01.2025

Today is fixed for framing of issues.

Both parties filed hazira.

Plaintiff has filed a petition under Order 22 Rule 3 read with Section 151 of CPC.

Copy served.

Heard the petition in full from both sides.

Perused the entire documents available on the case record along with death certificate filed by plaintiff.

It appears that plaintiff no. 3 Rukshana Khatoon died during pendency of the suit on 11.01.2025 and plaintiff is willing to substitute deceased plaintiff no. 3 by her legal heirs and representatives.

It also appears that the instant petition is filed within time period and on perusal of the documents regarding identification of the legal heirs of deceased plaintiff no. 3 is also genuine and acceptable.

The court is inclined to allow the instant petition.

Hence, it is

ORDERED

that the petition under Order 22 Rule 3 read with Section 151 of CPC is allowed on contest without any order as to cost.

Let the name of legal heirs and representatives of deceased plaintiff no. 3 be on the record as substituted plaintiff no. 3 (a) Ambiya Muzaffar and plaintiff no. 3(b) Yusra Muzaffar.

To 05.03.2025 for filing of amended cause title of the plaint by the plaintiff.

Sd/-

Judge-in-charge, Bench - II,
P.S.C. Court, Calcutta.