

Ej. Suit No. 286 of 2024
CIS No. WBPS01-000573-2024

Order No. 11
06.01.2026

Today is fixed for hearing of the petition dated 10.09.2025 filed by the defendant.

Both parties are present by filing their respective haziras.

The petition dated 10.09.2025 is taken up for hearing.

Having heard, perused and considered the submission of the respective parties and the petition, it appears that this show-cause petition has been filed by the defendant stating that due to some personal reason the Ld. Advocate for the defendant could not remain present before the Court on 22.07.2025, though the defendant was present in the Court, and, as such, the Court was pleased to show-cause the defendant. It was submitted that there was no willful negligence on the part of the defendant, thus prayed for accepting the show cause.

On the other hand, the Ld. Advocate for the plaintiff submitted that intentionally the defendant did not appear before the Court as well as his Ld. Advocate. Hence, such negligence cannot be overlooked and condoned by this Court.

Upon perusal of the record, it appears that on that very date i.e. on 22.07.2025 at around 2.35 p.m. the defendant had filed an application praying for adjournment on the grounds stated therein, thus having considered the willingness of the defendant to contest the suit, the show-cause filed on 10.09.2025 is accepted with the caution to the defendant that in future no such further instances shall be accepted by the Court.

Fixing **06.03.2026** for hearing of the application u/s 7(2) of the WBPT Act, 1997.

Dictated and corrected by me:

Judge

Glady Bomjan
(J.O. Code: 01039)
Judge, 3rd Bench
Presidency Small Cause Court,
Calcutta