

Ej. Suit No. 223 of 2019
CNR No. WBPS01-000604-2023

Order No. 37
24.11.2025

Today is fixed for framing of issues.

Both sides filed their respective haziras.

Hd. submissions made by Ld. Advocates for both sides and perused the materials on record including the plaint, written statement.

Issues are framed in a separate sheet of paper which does form part of the record.

Fix **13.02.2026** for peremptory hearing of the suit.

Dictated and corrected by me:

Judge

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

Date :: 24th November, 2025

Ej. Suit No. 223 of 2019
CNR No. WBPS01-000604-2023

ISSUES

01. Whether the suit is maintainable in its present form and prayer?
02. Whether the plaintiffs have any cause of action to institute the suit?
03. Whether there exists landlord-tenant relationship between the parties?
04. Whether the defendant is defaulter in payment of rent January, 2019?
05. Whether the defendant guilty of making unauthorized addition/alterations in the suit premises without prior consent or permission of the plaintiffs?
06. Whether the defendant committed acts contrary to provisions of clauses (m), (o) & (p) of Section 108 of Transfer of Property Act?
07. Whether the defendant has sublet the property without written consent of the plaintiffs?
08. Whether the plaintiffs have reasonably require the suit premises for the use and accommodation of themselves and their family members?
09. Whether the plaintiffs have any suitable alternative accommodation?
10. Whether the eviction notice dated 08.04.2019 by the plaintiffs through his Ld. Advocate to the defendant, legal valid and sufficient? If so, whether the said notice had been duly served upon the defendant?
11. Whether the plaintiffs entitled to get the decree as prayed for?
12. To what other relief or reliefs, if any, the plaintiffs are entitled?

Dictated and corrected by me:

Judge

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