

**Ej Suit 201 of 2018**  
**WBPS01-000655-2018**

**Before: Smt. Sudipa Banerjee, Ld. Judge, 3<sup>rd</sup> Bench**

**Order No: 32**

**Date: 07-02-2024**

Today is fixed for S/R and A/D.

Plaintiffs file hazira and four postal registration receipts and four postal track reports by firisthi.

Record reveals that, bailiff reports have come but no postal reports have yet been returned.

On careful perusal of the case record it appears that, on 16.02.2019 defendant no 2 had filed a death report of defendant no 1 Dulari Bibi from where it appears that, she died on 06.02.2019. Since then, plaintiffs have not take any step with regard to the death of the defendant no 1. However, an order of ex-parte hearing against the defendant no 1 has already been passed by this Court vide order no 29 dt. 11.07.2023. The said anomaly ought to be removed from the face of the record.

Accordingly, order of ex-parte hearing against the defendant no 1 is hereby recalled.

Plaintiffs are at liberty to take necessary steps in accordance with law.

Fix 29-02-2024 for awaiting A/D and consideration of service report.

**Sudipa Banerjee**  
[J.O. Code: WB01148]  
Judge, 3<sup>rd</sup> Bench  
Presidency Small Cause Court,  
Calcutta