

Ejectment Suit 215 of 2018.  
[ CNR No. WBPS01 000687-2018]  
Before - Ashutosh Kumar Singh- Ld. Chief Judge.

37.

23-09-2024.

Today is fixed for filing show cause by the plaintiffs as last chance.

Today a petition showing cause has been on behalf of the plaintiffs along with fresh vakalatnama without no objection of the previous Ld. Advocate along with another petition praying for permission to engage new Ld. Advocates on the ground stated therein.

On call, plaintiff is found present.

Ld. Advocate appearing for the plaintiffs Mr. Pradyot Kumar Nandi submitted that due to mis-posting of the diary of the Ld. Advocate, no steps were taken by the plaintiffs on the earlier occasion, and as a consequence, the order of show cause against the plaintiffs was passed. There was no intentional laches on the part of the plaintiffs. The plaintiffs have filed a petition today praying for accepting the show case. It is further submitted that the earlier engaged Ld. Advocate Mr Krishna Das Poddar could not be found in spite of several attempts made by the plaintiffs and therefore, endorsement of no objection could not be obtained by the plaintiffs on the fresh vakalatnama filed by the plaintiffs today. Therefore, by filing a separate petition, the plaintiffs are praying for accepting the vakalatnama and permission to proceed with the suit. Ld. Advocate for the plaintiffs submitted that the both petitions filed by the plaintiff today may be allowed.

Heard Ld. Advocate for the plaintiff.

Perused the petitions as well as materials on record.

Cause shown by the petitioners/ plaintiffs appears to be cogent .

The petitions are supported by affidavit of plaintiff no-2.

Accordingly, both the petitions filed by the plaintiff today is considered and allowed.

The Order of show cause dt 09-08-2024 is hereby vacated.

At this stage, Ld. Advocate Mr Krishna Das Poddar, the erstwhile engaged Ld. Advocate for the plaintiff appeared and endorsed his no objection on the fresh vakalatnama filed by the plaintiff today after taking leave from the Court.

Record reveals that Written Statement has already been filed by the defendant 06/02/2019 and the same was accepted.

Accordingly, let the case be **transferred** to the Court of Ld. Judge, **5 th Bench**, Presidency Small Cause Court, Calcutta for disposal.

To (**04/12/2024**) for appearance of the parties before the transferee Court.

Dictated & corrected

by me :-

Chief Judge.  
J.O .Code:- WB 01244.

