

Present:-Sri Ambarish Ghosh (WB 00790),
Additional District Judge,
3rd Court, Purulia.

Misc. Case No.0 3 of 2024(CIS)
(Ref. : Arising out of MAC Case no. 17 of 2017)

Order No. 14
Date 31.01.2026

This day is fixed for hearing of the petition u/o 5 Rule 9 of the CPC.

The claimant/petitioner files hazira.
Now the petition is taken for hearing.
Heard.

Perused the petitioner and other materials on record.

It appears that the claimant/petitioner has served summons upon the OP no.3/ Insurance Co. on 06-03-2024 and both the items were delivered on 08-03-2024. Though it is mentioned in the petition that service upon OP no.3/ Insurance Co. is properly made through registered post. I find that the service upon the OP no.3/ Insurance Co. has also been properly made through registered post but none appeared on behalf of the OP no.3/ Insurance Co. before this Tribunal. 30 days have already been elapsed. Therefore, the petition u/o 5 Rule 9 of the CPC is allowed.

Hence, the case will be heard ex parte against the OP no.3/ Insurance Co.

Fixing **07-03-2026** for ex-parte hearing against the OP no.3/ Insurance Co. and also hearing the case.

Dictated and corrected by me

Judge MAC Tribunal,
ADJ, 3rd Court, Purulia

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ADJ, 3rd Court, Purulia.