

Insolvency-65 of 2021

order no.18
29.03.2025

Today is the date fixed for hearing of the substitution petition under Order 22 Rule 3 read with Section 151 of C.P.Code.

Both parties file hajira.

Heard ld. Advocates for both sides.

Perused the petition

On perusal of the petition and the death certificate, it appears that creditor / petitioner namely Santosh Lal Das died on 31.01.2023 leaving behind his wife Vijayata Das. This petition has been filed praying for substituting her name in the place of deceased. This petition has been filed on 24.04.2023 i.e. within statutory period of limitation. So there is no legal impediment to allow this petition. Accordingly this petition for substitution is hereby allowed.

Let the petitioner named Vijayata Das in the schedule of the petition under order 22 rule 3 of CPC be substituted in place of original plaintiff Santosh Lal Das.

The Office is directed to make necessary correction in the cause title of the plaint.

Petitioner is directed to file amended copy of plaint

Fix 05.05.2025 for filing amended copy of plaint and steps.

D/C by me

A.D.J (3rd) Court.
(WB00742)

