

IN THE COURT OF DISTRICT JUDGE,
SOUTH 24-PARGANAS AT ALIPORE

Title Appeal No. 135 of 2017

Present : Sri Anindya Banerjee (WB00868) District Judge-in-charge

Order No. 38, dated 19.08.2026

The date is fixed for taking proper steps by the appellant in respect of respondent nos. 9(a), 9(b) and 10.

Respondent nos. 2 to 8 file hazira

Respondent no. 10 enters appearance and files a petition undertaking to file Vakalatnama on the next date fixed.

Appellant files two petitions; one for amending the address of the appellant and the respondent no. 10 (*copy served and objected to*) and another under Order V Rule 20 of C.P.C seeking substituted service of summons upon the respondent nos. 9(a) and (b).

The said petitions are taken up for hearing conjointly.

Ld. Advocate for the appellant prayed for allowing the said petitions for the ends of justice.

Ld. Advocate for the respondents submitted that the matter is pending since 2017 and submitted that necessary orders may be passed in respect of the said petitions in order to expedite the matter.

Heard the submissions so made on behalf of both parties.

Perused the said petitions.

Upon perusal of the said petitions, it appears that the amendment as sought for is formal in nature and allowing the same would not change the nature and character of the instant case. It also appears that though notices were served upon respondent nos. 9(a) and 9(b), the same returned

unserved.

It appears that the Title Appeal is pending since 2017. As such, in order to expedite the hearing and disposal of the matter, the petitions filed for amendment and the one filed under Order V Rule 20 of C.P.C stand allowed.

The appellant is given liberty to amend the cause title of the Memo of Appeal as per the schedule of the petition seeking amendment and is further given liberty to take steps upon the respondent nos. 9(a) and 9(b) by way of substituted service by publishing such notice in a widely circulated Hindi and English newspaper.

The appellant is directed to file amended Memo of Appeal and draft of such publication on the next date fixed.

The respondent no. 10 is directed to file Vakalatnama on the next date fixed.

The matter is, otherwise, ready for hearing.

Let the same be transferred to **Ld. Additional District Judge, 3rd Court, at Alipore, South 24 Parganas**, for hearing and disposal along with all pending interlocutory applications, if any.

Fix **18.09.2026** for appearance before the Ld. Transferee Court and for taking steps by the appellant and respondent no. 10 as stated supra.

The Ld. Transferee Court shall be at liberty to call for the T.C.R, if so required.

Dictated & corrected by me,

Sd/- Sri Anindya Banerjee

District Judge, I/c

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