

In the Court of Additional District & Sessions Judge,
2nd Court, Sealdah, South 24 Parganas
Title Appeal 32 of 2023 [R-33 of 2023]
Present: Sri Abir Chatterjee, Additional Dist. & Sess. Judge.
Judicial Officer's Code : WB00833

Order Number 6 dated 11.01.2024

Death intimation in terms of Order 22 Rule 10(a) CPC filed by Ld. Advocate for the deceased sole respondent Smt. Bharati Daw along with copy of death certificate.

Another application is filed from the side of the appellants seeking substitution of the legal heirs of deceased respondent.

Ld. Advocate for the deceased pleads before the court to fix a date for hearing of the petition for substitution. It appears to the court that contract between the pleader and the deceased party ceases after intimation of the death report. Hence, the court cannot be obliged to fix a date for hearing of the substitution petition.

Bharatai Daw died on 12.12.2023. The substitution petition has been filed today, i.e. 11.01.2024 which is clearly within time and hence allowed.

Let the legal heirs of the deceased respondent being Soma Nag, Madhumita Daw, Pina Daw and Totha Daw be substituted as respondent no.1 to 4.

To **30.01.2024** for amended copy of memorandum and steps.

Dict. & Corr. by me,

Sd/-
Judge.

Sd/-
Addl. Dist. & Sess. Judge, 2nd Court,
Sealdah.