

T.S. 62 of 2019

JO Code: 000823

Reg. 232 of 2008

Order No.53

Date: 27.07.23

Today is fixed for SR/AD upon rest of the defendants.

Ld advocate on behalf of the plaintiff and defendants no. 9, 10, 12 and 13 file their respective haziras.

Petition under Order 1 Rule 10 of CPC filed this day by plaintiffs for expunging the name of defendant no. 09 is taken up for hearing.

Heard the learned advocate for the plaintiffs who state that defendant no. 9 died during pendency of the suit and hence, the name of defendant no. 9 should be expunged from the cause title of the suit.

Heard .

Considered.

Let the name of the defendant no. 9 be expunged from the cause title.

Amend the plaint accordingly and register the same.

The application under Order 22 Rule 4 (4) of the CPC filed this day by the plaintiffs is taken up for hearing.

It appears from the record that the defendant no. 9 died leaving behind her three daughters.

Let the name of defendant no. 9 be exempted from substituting the legal heirs of defendant no. 9 as already on record.

Hence,

it is ordered.

that the legal heirs of the deceased defendant no. 9 be substituted. Amend the plaint accordingly and register the same. Plaintiff is directed to file amended plaint within 15 days. Plaintiffs to take necessary steps.

To 11.08.2023 for filing amended plaint and steps

D/C

Sd/-Sushmita Gayen

ACJM-cum-CJSD, Kakdwip

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