

T.S. 187 OF 2023
Reg. 160 of 2023

JO Code:WB01068

Order No. 08

Date: 31.01.24

Today is fixed for filing C/report and SR/AD of the rest of the defendants.

Ld advocate on behalf of the plaintiff files hazira along with a petition praying for extension of the order of ad interim injunction.

The petition is considered and allowed and the order of ad interim injunction is extended till next date.

Ld advocate on behalf of the defendants no. 2 and 3 file hazira. WS filed on 25.09.2023 by defendants no. 2 and 3 is accepted.

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

It appears from the petition that during pendency of the suit the defendant no. 01 has expired leaving behind his legal heirs. Since this is a suit for partition and all the co-sharers are necessary parties hence, the application Order XXII Rule 4 of the C.P.C. to bring on record the legal heirs of the deceased defendant no. 01 is considered and allowed.

Hence,

it is ordered.

that the legal heirs of the deceased defendant no. 01 be substituted.

Amend the plaint accordingly and register the same. Plaintiff is directed to file amended plaint. Plaintiff to take necessary steps.

To 22.04.2024 for SR/AD steps and compiled plaint in the meantime.

D/C by me.

Sd/-

Sd/-

ACJM-cum-CJSD, Kakdwip

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