

Misc.35 of 2019
CNR No. WBUD01-002116-2019
JO Code No. WB00700

Order no.30
Dated: 06.08.2025

The case is posted for hearing of an application filed on 26.04.2023 by OP no.3.

Both sides file hazira.

Applicant has also filed an application u/o 1 Rule 10 (2) of CPC.

Now, record is taken up for hearing of the petition dated 26.04.2023.

It appears to me that OP no.3 had prayed for vacating ex parte order against him but the said petition is neither supported by affidavit nor supported by verification. Accordingly, the application dated 26.04.2023 is considered and rejected. **So, the suit be proceeded ex parte against the OP no.3 like earlier.**

Now the record is taken up for hearing application u/o 1 Rule 10 (2) of CPC.

It appears that the applicant intend to incorporate Subir Swarnakar who is a necessary party of this case. I think that if this application is allowed, nature of the case will not be changed. Hence, application u/o 1 Rule 10 (2) is considered and allowed. Let the name of the added Opposite Party be incorporated in the Cause Title of the application as well as register.

Requisite be filed at once.

Fix **24.09.2025** for SR/AD.

Typed and corrected by me.

District Judge,
Uttar Dinajpur

District Judge,
Uttar Dinajpur