

WBUD050002562024



Civil Appeal/4/2024

Akhter Alam and others Vs. Nuruddin and others

Order No. : 20

Dated : 15.05.2026

Today is fixed for further hearing and order.

Appellant files hazira through lawyer.

The case be taken up for hearing of petition u/o-41 rule 14(3) CPC filed by the appellant.

Ld. Advocate for the appellant prays for exemption of servicing notice upon the respondents u/o- 41 rule 14(3) of CPC on the ground stated therein.

Heard. Ld. Advocate.

On perusal the case record and the TCR, it appears that original Partition Suit was filed in the year 2015.

Now, at this stage of appeal, the appellant was the plaintiff of the original Partition Suit and prays for exemption for serving notice upon the respondents without mentioning the actual status of the respondents.

At this stage, this court did not find any merit in the application.

Accordingly, the petition u/o- 41 rule 14(3) of CPC is rejected.

Appellant is directed to file fresh requisites upon the respondents in the meantime.

Subsequently, appellant files fresh requisites upon the respondents in both ways.

Process fee paid.

Let the same be issued on proper verification.

Dealing Assistant to comply the order at once.

Fix 30.06.2026 for appearance, SR/AD and filing affidavit of sending postal receipts and track reports by appellant.

(Binay Kumar Nonia)

J.O. Code : WB01032

Additional District Judge, 2nd Court
Islampur, Uttar Dinajpur