

In the Court of District Judge, Paschim Medinipur.

T. Appeal no - 44 of 2024
(R- 41 of 2024)

Subir Sarkar Appellant.

Vs

Chandan Sarkar & another..... Respondants.

Present :- Sri Sanjoy Kumar Das,
District Judge, Paschim Medinipur.

Ord. No. 01 dt. 09.7.2024

This memo of Appeal is preferred against the judgment dated 14.3.2024 and decree dated 03.6.2024 **passed by Ld Civil Judge (Senior Division), Kharagpur, Paschim Medinipur in c/w T.Suit 52/2020 (New) T.S. 45/2018 (Old)** along with a certified copy of impugned judgment. Appellant also filed a petition u/sec. 5 of the Limitation Act. The same be kept with the record.

No caveat is pending against the said appeal.

The Appeal has been presented beyond the prescribed time limit.

Register it as Misc Appeal.

The petition u/sec. 5 of Limitation Act is taken up for hearing.

Heard Ld. Advocate for the appellant. Perused the petition. The delay in filing the appeal is not intentional. Accordingly, the same is condoned.

The record is taken up for hearing on the point of admission .

Heard the Ld. Advocate for the appellant who prays for admission of the appeal.

From the memo of appeal and the impugned order, I do not find any reason to dismiss the appeal at this stage.

Therefore, the appeal is admitted.

Issue notice upon the respondents. Requisites at once.

Appellant to take step.

Call for LCR from the concerned Court.

Fix 20.9.2024 for S/R, appearance and LCR.

Dic. & corr. by me.

District Judge,
Paschim Medinipur.

D.J.