

T.S.-29/25( CIS - 33/25)  
CNR-WBWM11 000048-2025

**Order No.13 , Dated 08.01.2026**

Today is fixed for hearing injunction petition and filing written objection by the defendant no.1.

Proforma defendant no.3 filed representative hazira through its Ld. Advocate.

The plaintiff no.1 files extension petition and prayed for the extension of the ad-interim order dated 13.05.2025 passed by this Court.

The plaintiff no.2 appeared before this Court and filed show cause petition along with exparte vacating petition with grounds and copy served to the plaintiffs and defendant no.2 stated that on the relevant day of appearance the Ld. Advocate of the plaintiffs filed the Vokatnama on behalf of both the plaintiffs no1 &2 but the name of the defendant no.2 was written incorrectly in the Vokatnama as Rabin Mandi but the actual name of the defendant no.2 is Rabi Mandi and according to this defendant no.2 it was an unintentional mistake and this defendant no.2 is willing to contest the present suit otherwise these defendant no.2 will suffer loss. The defendant no.2 also prayed for the adoption of the written statement and the written objection of injunction petition filed by the defendant no.1.

The plaintiffs raised formal objection against the instant petition without filing any written objection.

Heard & considered .

Peruse the case record and it transpires that , the summons has duly served upon all the defendants and it is also reflects in the case record that one Rabin Mandi appeared along with the defendant no.1 and he is not a party of this suit. Considering the present circumstances ,this Court opined that the mistake by the defendants was unintentional and for the ends of justice this defendant no.2 must get a chance to contest the present suit , thus this Court is considered the exparte vacating prayer of the defendant no.2 and permits him to contest the present suit and this Court is also considered the prayer of adoption of the written statement filed by the defendant no.1 by the defendant no.2 . Hence, it is

**ORDERED**

the exparte vacating petition 08.01.2026 filed by the defendant no.2 be and the same is hereby allowed on contest , without any amount of cost.

The written statement filed by the defendant no.1 is also considered to be written statement and written objection of injunction petition on behalf of the defendant no.2 and the defendant no.2 as he has adopted the same.

Ad interim order is hereby extended as prayed by the plaintiffs.

Next day **12.02.2026** for hearing injunction petition .

D/C by me

Civil Judge Jr. Div. Additional  
Court, Garhbeta.