

Court No. 6
(265719)

11.08.2025
(AD 24)
(S. Banerjee)

CO 2899 of 2025

Samim Akther Mollah
Vs.
Sk. MOfijuddin

Mr. Pinaki Ranjan Mitra

...for the petitioner

By the order impugned, the applications under Section 7 of the West Bengal Premises Tenancy Act, 1997, stood rejected.

Mr. Mitra, learned advocate appearing for the petitioner submits that the petitioner entered appearance in the said suit within the period of one month from the service of summons and filed an application praying for deposit of the admitted arrears in instalments and the learned trial judge, by the order impugned, rejected such prayer of the petitioner and consequently rejected the application under Section of the 1997 Act.

There is substance in the contention of Mr. Mitra, learned advocate appearing for the petitioner that the learned trial judge after rejecting the prayer for depositing the admitted arrears in instalments, ought to have allowed the petitioner to deposit the entire amount.

The petitioner is directed to serve a copy of this application upon the opposite party by registered speed post with acknowledgement due and file an affidavit of service on the next date.

There shall be an order of stay of all further proceedings in Title Suit No. 225 of 2025, pending before the learned Civil Judge (Jr. Division) 1st Court at Uluberia, Howrah till the end of the month of November, 2025 or until further order, whichever is earlier.

List this matter under the heading 'Listed Motion' in the Monthly List of November, 2025.

(Hiranmay Bhattacharyya, J.)