

OD-9+10

IN THE HIGH COURT AT CALCUTTA
Ordinary Original Civil Jurisdiction
ORIGINAL SIDE

IA NO. GA/11/2024
In CS/76/2016

PRADIP KUMAR SARDA
Vs
M/S. KALURAM SARDA & GRANDSONS & ORS.

WITH
IA NO. GA/1/2024
In EOS/3/2022

DR P K SARDA
Vs
MAHENDRA KUMAR SARDA AND ANR

BEFORE:
The Hon'ble JUSTICE SUGATO MAJUMDAR
Date : 28th February, 2025.

Appearance:
Mr. Sukrit Mukherji, Adv.
Mr. Joydeep Roy, Adv.
Mr. Shourya Samanta, Adv.
...for the plaintiff.

The Court:- Report of the Learned Registrar-in-charge dated 26.2.2025
be kept in the record.

According to the report, neither in CS 76 of 2016 nor in EOS 3 of 2022
the written statement has been filed by the defendants. However, LCR of Title
Suit No. 187 of 2014 shows that the written statement was filed by the

defendants in the original suit. Since the written statement is not filed in CS No. 76 of 2016, the same shall be marked as undefended.

Since the Learned Advocate/Commissioner has already been appointed to record evidence, the report shall be submitted by the Learned Advocate/Commissioner on or before 7th April, 2025. However, EOS 3 of 2022 shall appear in the list under the heading “For Framing of Issues” since the written statement has been filed.

Discovery, inspection and disclosure of documents shall be complete in the meantime.

Let the suit appear in the list on 19th March, 2025.

So far CS 76 of 2016 is concerned, the evidence previously recorded may⁸ be adopted, if so desired by the plaintiff.

(SUGATO MAJUMDAR, J.)