

OD-6

ORDER SHEET

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

CS/196/2024

JUGAL KISHORE SADANI AND ORS
VS
MOHIT BHATIA AND ANR

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : 18th September, 2024.

Appearance:

Mr. Sujit Banerjee, Adv.
Mr. Nilay Sengupta, Adv.
Mr. Altamash Alim, Adv.
Mr. s. A. Barik, Adv.
...For the plaintiffs

The Court: Mr. Sujit Banerjee, learned Counsel, is appearing for the plaintiffs.

Counsel for the plaintiff has filed the present suit praying for framing of scheme for management and administration of facilities at “Saket, Building” situated at 2, Ho Chi Minh Sarani, Kolkata-700017, West Bengal and allied prayers.

Counsel for the plaintiff has also prayed for leave under Order I Rule 8 of the Code of Civil Procedure, 1908 on the ground that the plaintiff has filed the suit on behalf of the genuine flat owners of Saket Building but it is not possible for the plaintiff to make all the owners as party to the suit as the plaintiff is not having the total details of the occupiers of the flat altogether about 55 flats.

Counsel for the plaintiff submits that if this Court grants leave under Order I Rule 8 of the Code of Civil Procedure, subsequently the plaintiff can file appropriate application for publication of the notice of the instant suit so that all the owners and occupiers of the flat if they are interested can participate.

Heard the learned Counsel for the plaintiff and perused the plaint and the document.

Leave under Order I Rule 8 of the Code of Civil Procedure is granted.

Plaint is admitted subject to scrutiny by the department.

(KRISHNA RAO, J.)

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