

OD-11

ORDER SHEET

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

CS/221/2024

KHEMCHAND BOTHRA HUF
VS
MADHUKAR NOWLAKHA

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : November 27, 2024.

Appearance:
Mr. Virendra Singh Bengani, Adv.
... for the plaintiff

The Court: Mr. Virendra Singh Bengani, learned Advocate, is appearing for the plaintiff.

Counsel for the plaintiff has filed the suit for a decree of sum of Rs.19,61,500/- along with interest. Counsel for the plaintiff submits that the plaintiff is within the jurisdiction and the defendant is outside the jurisdiction of this Court and as such the plaintiff has prayed for leave under Clause 12 of the Letters Patent, 1865.

Though in the prayer portion, the plaintiff has also prayed for leave under Order II Rule 2 of the CPC but the plaintiff is not pressing the said leave.

Considering the submissions made by the Counsel for the plaintiff and perused the plaint and the document.

Leave under Clause 12 of the Letters Patent is granted.

As the plaintiff has not pressed for leave under Order II Rule 2 of the CPC, accordingly no leave is granted under Order II Rule 2 of the CPC.

Plaint is admitted subject to scrutiny by the department.

(KRISHNA RAO, J.)

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