

03.10.2023

Ct.No. 236

Sl. 26

Amalranjan

C.O. 863 of 2012

Nasim Ahmed

Vs

Raj Vardhan Patodia and ors.

1. The parties are not represented.
2. This application under Article 227 of the Constitution of India was filed on 14th March, 2012 challenging the order No. 17 dated 5th March, 2012 passed by learned Civil Judge (Senior Division), Sealdah in title Suit No. 28 of 2011.
3. By the order impugned, learned trial court was pleased to dismiss the application under Order 7 Rule 11 of the Code of Civil Procedure filed by the defendant seeking the rejection of plaint on the ground that the averments made in the plaint are not sufficient to prove the fact and to obtain relief.
4. The order impugned does not merit any consideration. Moreover since filing, as the record reveals, the petition was never moved before this court, the application to recall the order dated 14.3.2012 stands dismissed for default, however, without cost.

(Siddhartha Roy Chowdhury,J.)