

ORDER SHEET
IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

CS/13/2011
IA NO: GA/2/2011 (Old No:GA/1860/2011)

DILIP KUMAR GOOPTU
VS
REETA SEN & ORS.

BEFORE:
The Hon'ble JUSTICE KRISHNA RAO
Date: November 18, 2023.

Appearance :
Ms. Ankita Choudhury, Adv.
For the Defendant

The Court : Ms. Ankita Choudhury, learned Counsel, is appearing
for the Defendant.

It reveals from the Order dated 4th October, 2016 it was informed
to this Court that the plaintiff died on 26th April, 2015 but no steps has
been taken by the legal heirs of the plaintiff for continuation of the hearing
of the suit. It is also found from the record that the son and daughter of the
deceased plaintiff are already on record as defendant nos. 1 and 5 but the
wife of the deceased plaintiff has not been substituted.

This Court by an Order dated 4th October, 2016 as well as 29th
March, 2022 had given an opportunity to the legal heirs of the deceased
plaintiff for taking appropriate steps for substitution but till date no steps
has been taken.

Accordingly, the suit being CS/13/2011 is dismissed as abated.

(KRISHNA RAO, J.)