

OD-35

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

CS/255/1995

ASOKE KUMAR SEN
VS
THE ANANDA BAZAR PATRIKA

BEFORE:

The Hon'ble JUSTICE BISWAROOP CHOWDHURY

Date : SEPTEMBER 24, 2025.

Appearance :
Mr. Soumya Roy Chowdhury, Adv.
Mr. R. Das Sharma, Adv.
For the defendant No.1

The Court:- Learned advocate for the defendant No. 1 is present.

None appears for the plaintiff.

It is submitted by the learned advocate for the defendant no.1 that the plaintiff died in the year 21st September, 1996.

Learned advocate relies upon the decision of the Hon'ble Supreme Court in the case of Melepurath Sankunni Ezhuthasan Vs Thekittil Geopalankutty Nair reported in (1986)1 SCC 118.

It is also submitted that the defendant no.2 has also expired on 16th March, 2016. The death certificate is filed.

In terms of the decision cited by the learned advocate, the suit abates on the death of the plaintiff.

Upon considering the submission of the learned advocate, let this matter stand dismissed for default.

(BISWAROOP CHOWDHURY, J.)

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