

District North 24 Parganas

In the Court of 1st 2nd civil judge (Sr Div) Bar

T.S NO. 205/2016 ✓

Sri Tarun Kumar Das  
vs.

Arati Das & Or.

Petition NO- X4280. ✓

Dated - 24/3/2022 ✓

Assessment - 29/3/2022 ✓



C-153

Checked by ✓



Date of application for copy	24/3/22
1. Date Fixed for notifying the requisites Stamp	29/3/22
2. Date of delivery of the requisites Stamp	29/3/22
3. Date on which the copy was ready for delivery	29/3/22
4. Date of receipt of the copy to the applicant	29/3/22
5. Costs of copy	100/-
6. Number of the Xerox sheets	200

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**TS 205/10**

**Order No 24**  
**16/03/22**

This record is put up by way of a put up  
petition filed by plaintiff.

Plaintiff has filed a petition praying for  
passing necessary orders as per order of Hon'ble Court. Copy  
served.

Ld. Advocates appearing on behalf of both  
sides present.

Ld. Advocate appearing on behalf of plaintiff  
submits before the Court that the Hon'ble Court has been  
pleased to dispose off the FMAT 944/19 pending before it as the  
matter has been amicably settled by filing an application for  
compromise. Accordingly he prays for passing necessary orders  
in the instant suit.

In support of his contentions he has filed copy  
of order dt. 07.03.22 passed in FMAT 944/19.

Ld. Advocate appearing on behalf of  
defendant has filed a copy of compromise petition that has been  
filed before the Hon'ble Court in FMAT 944/19 along with firisti.  
Copy served.

Hd. Considered. Perused.

On perusal of order passed by the Hon'ble  
Court in FMAT 944/19 it is apparent that the parties have  
entered into an amicable settlement during the pendency of the  
Appeal before the Hon'ble Court and the terms of settlement had  
been filed therein. The Hon'ble Court has been pleased to  
dispose off the Appeal in terms of the application filed by the  
parties.

328/22  
408/22 dt 22/03/22  
O/S - 1 (Sms)  
Patn - 3  
2064 - 4 (Sms) R  
4446/22, 22/03/22  
311/22  
KASB, dt 21/03/22  
O/S - 01.04.22  
ref - 03 sheet  
104-048 sheet  
28/03/22

Checked by



T.S.205/10

Contd....

16/03/22

In view of such facts and circumstances this Court is inclined to dispose off the suit being no. T.S.250/10 in terms of the observations of the Hon'ble Court in FMAT 944/19 and in view of the submissions made by Ld. Advocates appearing on behalf of the parties.

Hence, it is

**ORDERED**

That the suit be and the same is disposed off.

  
Civil Judge (Sr. Divn.) 2nd Court, Barasat  
JO Code WB 1070

  
Checked by





DISTRICT : NORTH 24 PARGANAS

In the 2<sup>nd</sup> Court of Ld. Civil Judge (Senior Division) at Barasat

Ref : T.S. No. 205/2010

Sri Tarun Kumar Das

... Plaintiff

Versus

Smt. Arati Das and others

... Defendants

**PUT UP PETITION ON BEHALF OF THE ABOVE NAMED PLAINTIFF**

Most Respectfully Sheweth :-

1. That the instant Title Suit is now being pending before your Honour's court for proper adjudication after remand by the order passed by the Ld. Additional District Judge 3<sup>rd</sup> court at Barasat in Title Appel no: 36 of 2012.
2. That the plaintiff is filling a petition to withdraw, the instant suit which should be moved before your Honour today and for which the case record of the instant Title Suit should be PUT-UP before your Honour for ends of justice.

Hence, it is prayed that your Honour would graciously be pleased to pass necessary order directing the concerned clerk of this Ld. Court to PUT-UP the case record of the instant Title Suit today before your Honour for ends of justice.

**VERIFICATION**

I, Sri Tarun Kumar Das, the plaintiff do hereby declare that the statements made above are true to my knowledge, and belief and I sign this verification on this 16<sup>th</sup> day of March 2022 at Barasat Court Premises.

*(Signature of Sri Tarun Kumar Das)*

Checked by

*Dismissed  
on 24.4.2012*

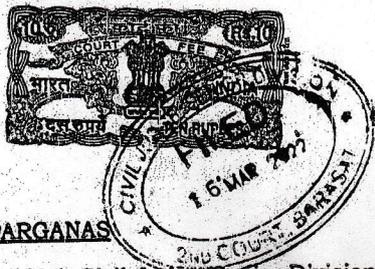
*Received copy  
16/3/22*

*Put up  
allowed  
16/3/22*

*Filed by  
Tarun Kumar Das  
16/3/22*



39  
34



Filed by  
Sri Tarun Kumar Das  
Tarun Kumar Das  
Advocate

DISTRICT : NORTH 24 PARGANAS

In the 2<sup>nd</sup> Court of Ld. Civil Judge (Senior Division) at Barasat

Ref : T.S. No. 205/2010

Sri Tarun Kumar Das

... Plaintiff

Versus

Smt. Arati Das and others

... Defendants

Received Copy  
16/3/23

PETITION ON BEHALF OF THE PLAINTIFF FOR ~~RESUMPTION~~ OF THE SUIT

NECESSARY ORDER IN

Most Respectfully Sheweth :-

1. That the plaintiff filed the instant suit against the defendants for declaration and permanent injunction and the defendants are contesting the same by filing written statement and the same is pending before your Honour's Court for proper adjudication after remand by the order passed by the Ld. Additional District Judge 3<sup>rd</sup> court at Barasat in Title Appel no: 36 of 2012.
2. That in the meantime all the contesting parties settled their disputes amicably before the Hon'ble High Court Calcutta in FMAT 944 of 2019 and on the basis of compromise petition filed by the contesting parties, the said FMAT 944 of 2019 has been disposed by the Hon'ble Justice Ajoy Kumar Mukherjee and Hon'ble Justice Soumen Sen vide order dated 09.03.2022.
3. That accordingly the plaintiff is not willing to proceed with the instant suit anymore and want to withdraw the same otherwise your petitioner will suffer irreparable loss and injury which cannot be compensated by money value.
4. That the downloaded copy of the said order passed by the Hon'ble Court is annexed here with for your Honour's kind perusal.
5. That the instant petition is made bonafide.



Hence, it is prayed that Your Honour would graciously be pleased to allow this plaintiff/petitioner to ~~withdraw~~ <sup>pass necessary order upon order of</sup> the suits and/or pass such other order/orders as Your Honour may deem fit and proper for ends of the justice.

File  
Hon'ble Court

And for this act of kindness your plaintiff as in duty bound shall ever pray.

Checked by





BEFORE THE NOTARY PUBLIC  
DEBUNNESA ALAM, NORTH 24 PARGANAS

**AFFIDAVIT**

N.R.SL No. \_\_\_\_\_

DATE: 16 MAR 2022

I, Sri Tarun Kumar Das, Son of Late Santi Rajjan Das, aged about 65 years, by faith : Hindu, by occupation : Business and residing at EE/13/8, Salt Lake City, Sector-II, P.S. Bidhannagar (East), District : North 24 Parganas, Kolkata - 700 091, do hereby solemnly affirm and declare as follows :-

1. That I am the plaintiff of the instant suit and am well conversant with the facts and circumstances of the same.
2. That the statements as made in paras 1 to 5 of this petition are true to my knowledge and the rest are my respectful submission before this Id. Court.

*[Signature]*

Signature of the deponent,

Identified by me :

*[Signature]*

Advocate

Solemnly affirmed on 16/3/22  
by the party being duly identified by  
Advocate *[Signature]*  
This document so contains  
pages and is checked by *[Signature]*

Notary Clerk

CC-16-22  
Debunnesa Alam,  
Notary Public, Barasat  
North 24 Parganas, PIN No. 700102

MAR 2022

Checked by *[Signature]*



Compared and found to be true  
copy and Correctly stamped

*M. M. Das*

Comparing Clerk  
District Judges Court  
North 24 Parganas, Barasat

29/3/22  
/10

Certified to be true copy

*F. Ghose*

Head Copying Clerk  
District Judges Civil Copying Dept.  
North 24 Parganas, Barasat

29.03.22