

District North-24 Parganas

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

T.S NO. 205/2016 ✓

Sri Tarun Kumar Das
vs.

Arati Das & Or.

Petition NO- X4280. ✓

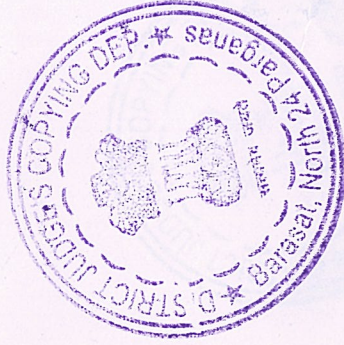
Dated - 24/3/2022 ✓

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 making over the copy to the applicant 29/3/22
5. Costs of copy 200
6. Number of the Xerox sheets

145 = 6 Sheets

✓

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.

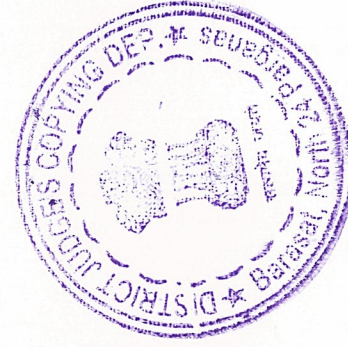
In support of his contentions he has filed copy
of order dt. 07.03.22 passed in FMAT 944/19.

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.

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Contd....

T.S.205/10

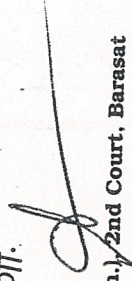
16/03/22

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

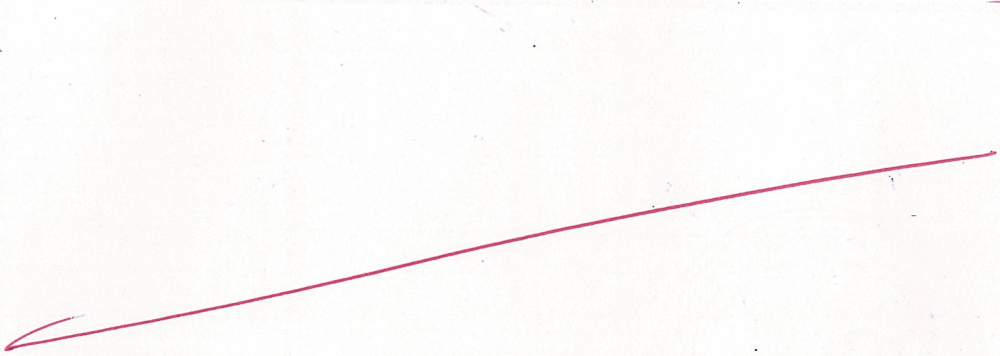
ORDERED

That the suit be and the same is disposed off.



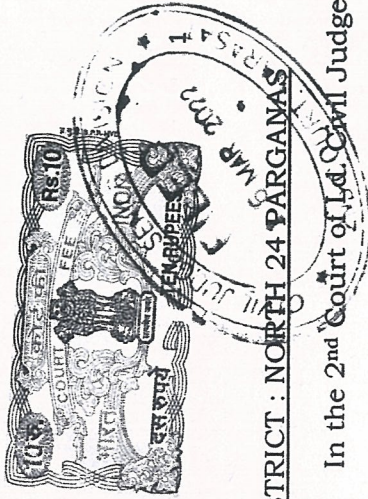
Civil Judge (Sr. Divn.) 2nd Court, Barasat

JO Code WB 1076



Checked by





DISTRICT : NORTH 24 PARGANAS

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

Ref : T.S. No. 205/2010

Sri Tarun Kumar Das

Versus

Smt. Arati Das and others

... Plaintiff

... 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 3rd court at Barasat in Title Appeal 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.

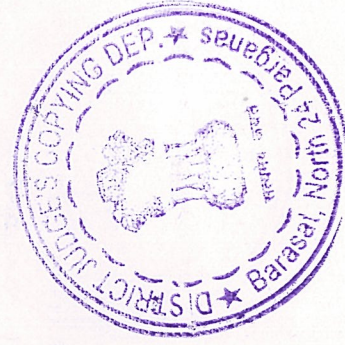
Hence, it is prayed that your Honour would graciously be pleased to pass necessary order directing the concerned clerk of this Ld. Court to PUT-UP the case record of the instant Title Suit today before your Honour for ends of justice.

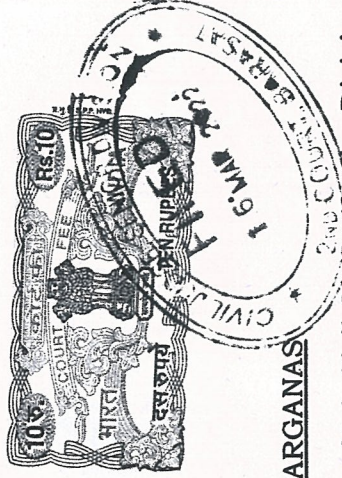
VERIFICATION

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 16th day of March 2022 at Barasat Court Premises.

Tarun Kumar Das

Checked by





DISTRICT : NORTH 24 PARGANAS

In the 2nd 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

PETITION ON BEHALF OF THE PLAINTIFF FOR NECESSARY ORDER IN TITLE APPEL

SUIT

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 3rd court at Barasat in Title Appeal 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.

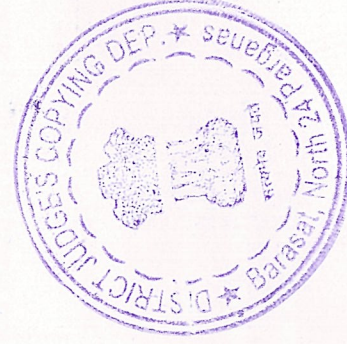
5. That the instant petition is made bonafide.



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

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

Checked by





BEFORE ME, NOTARY PUBLIC
DEBUNNESSA ALAM, Notary Public,
North 24 Parganas

AFFIDAVIT

125/100
16 MAR 2022

I, Sri Tarun Kumar Das, Son of Late Santi Ranjan 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 Ld. Court.

Signature of the deponent

Signature of the deponent,

Identified by me :

Debunnessa Alam

Advocate

Solemnly affirmed on 16/3/22
by the party being duly identified by
Advocate *Debunnessa Alam*
This document contains
pages and is checked by *d*

Notary Seal

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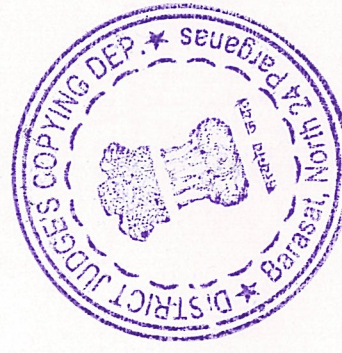
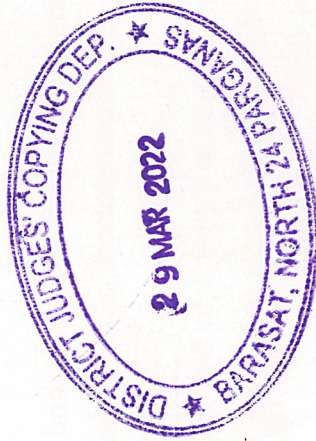
Debunnessa Alam

Notary Public, Barasat

North 24 Parganas, West Bengal No. 1/02

16 MAR 2022

Checked by



Compared and found to be true
copy and Correctly stamped

[Signature]
Comparing Clerk
District Judges Court
North 24 Parganas, Barasat
29/03/22
110

Certified to be true copy

[Signature]
Head Comparing Clerk
District Judges Civil Copying Dept.
North 24 Parganas, Barasat
29-03-22