

MHNG030142502024



ORDER BELOW Exh.01

(Passed on this 14th day of August, 2024)

This is an application filed by the applicant for correction of order under the provision of section 362 of the Code of Criminal Procedure.

2] It is contended that the schedule of the property as mentioned in the application under section 14 of the SARFAESI Act was Plot No.24-A area 140.79 Sq.Mt. while passing the order below Exh.1 it was came to be mentioned as 14079 Sq.Mt. It is contended that there is clerical/typographical/arithmetic mistake and the area of the plot was mentioned due to oversight of the dot as 14079 Sq.Mt. instead of 140.79 Sq.Mt. So, the applicant prayed for correction of the area of the secured asset.

3] It seems that the present application has been filed under the provisions of section 362 of the Code of Criminal Procedure. The judgment or order can be corrected only to the extent of clerical or arithmetical error under the provisions of section 362 of the Code of Criminal Procedure. In the present case in hand there is clerical/typographical mistake occurred due to inadvertence and the area of the secured property was mentioned as 14079 Sq.Mt. instead of 140.79 Sq.Mt. It is necessary to correct the area in accordance with the

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application under section 14 of SARFAESI Act. Hence, following order is passed in the interest of justice.

ORDER

- 1] The application is allowed.
- 2] The area of secured asset be corrected as 140.79
Sq.Mt. instead of 14079 Sq.Mt.

Date: 14/08/2024.
Place: Nagpur.

(Anand S. Munde)
9th Jt. Civil Judge Sr.Dn. & A.C.J.M.,
(Spl. Court For Cases U/s 138 Of N.I.Act)
Nagpur.