

Commercial Suit 01 of 2017

Present: Sri Subhash Kumar Kar, Judge, Bench-V (WB00592)

Order No. 40/ Dated 11.02.2025

Parties have taken the respective steps.

Today the date is fixed for ex-parte hearing.

The Ld. Advocate appearing for the defendant submitted four applications one for correction of the date of the last Order no. 39 and an application under Section 151 of C.P.C along with an application under Section 31 of Insolvency and Bankruptcy Code, 2016 read with Section 151 of C.P.C and other application under Section 114 of C.P.C read with Order 47 of C.P.C. after serving copies of the applications on the Ld. Advocate of the plaintiff.

The petition for correction of date is taken up for hearing.

Heard both sides on the petition.

Seen the record.

It appears from the record that the Order no. 39 carried the date of 02.04.2024 though the date was fixed on 07.09.2024 as it appears from the record and therefore, the prayer is allowed and the same be corrected with the dated initial of the P.O.

Bench Clerk is directed to make necessary correction in the CIS.

Review application under Section 114 read with Section 47 of C.P.C along with the petition under section 5 of the Limitation Act be registered as separate Misc Case.

D.A is directed to do the needful.

Since the copy of the application has already been served upon the Ld. Advocate for the adversary the Misc Case be fixed **for hearing by the next date.**

Ld. Advocate appearing for the plaintiff has prayed for filing written objection against the rest applications.

Written Statement so filed be kept with the record.

Fix 02.04.2025 for hearing of all connected applications.

Ld. Advocate of the plaintiff is directed to serve the copies of the plaint and other applications, if any, on the Ld. Advocate of the defendant in the meantime.

D/c by me,

Judge.

Judge, Bench-V,
City Civil Court, Calcutta.