

M. Ex. No. 249 of 2019 (CNR No. WBCC01-002461-2019)
Present:- Anirban Chatterjee (JO Code- WB01063)

Order No. 12/ dt. 18.01.2023

D.hr. files hazira.

Today is fixed for filing cogent document by the D.hr. to support the proposed amendment and further hearing of amendment petition.

D.hr. today files some documents through firisti which are to be kept with the record.

Heard and considered materials available on record.

It appears from the record that by this instant application petitioner/decree holder has sought amendment of the execution application as per the schedule appended with the instant application. This Court vide Order dated 26.08.2022 directed the D.hr. to file some cogent documents to support the proposed amendment viz. some relevant paper to show the name of the proprietor of Ms. Preeti Construction as claimed by the petitioner. In pursuance to th said direction petitioner viz. D.hr. file today the copy of the IT Returns of the petitioner viz. Bashishth Singh for the Assessment Year 2020-21, 2021-22 and 2022-23 evidencing the fact that he is the sole proprietor of Ms. Preeti Construction.

In view of the aforesaid, this Court is of considered view that the amendment sought for is necessary for the purpose of execution of the said decree and the omission to incorporate the same in the original execution application is liable to be rectified. The purpose for amendment is for the proper execution of the subject award dated 12.08.2013 passed by the Ram Adher, Presiding Arbitrator, A.K. Halder, Co-Arbitrator and I.P. Upadhya, CO-Arbitrator is liable to be allowed for the proper execution of the said decree (supra).

Hence, it is,

ORDERED

that the instant application dated 26.08.2022 are allowed without any costs.

The execution application is to be amended as per the schedule of the proposed amendment appended with the application dated 26.08.2022.

To **20.02.2023** for filing of the amended execution application and steps by the D.hr.

Dictated and corrected by me.

Sd/-
Registrar
City Civil Court, Calcutta

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