

Misc. Appeal - 28/2025

Order No. 07

Dt. 16.6.2025

Today is fixed for S/R.

Hazira is filed on behalf of the appellant by his ld Advocate.

As per S/R received on this day, notice of the injunction order is found to be served upon respondent No. 1 & 3 while they are not found to be received against respondent No. 2, 4 & 7. One petition supported by affidavit is filed on behalf of the appellant on this day which is now taken up for hearing and order.

Ld Advocate for the appellant while moving the said petition submitted that the appellant does not want to pursue this appeal against the respondent Nos. 1 to 3 as the said respondents who are the developers have already handed over the keys of the shop room to the appellant and so the appellant does not have any relief to pursue against the said respondents. He prayed for allowing the petition filed by the appellant under Order 1 Rule 10(2) read with sec.151 of the CPC for expunging the name of the said respondents from the present appeal.

Heard. Perused the petition and record. Considered.

The said petition is found tenable and is thus allowed. Consequently, the names of the respondent Nos. 1 to 3 is now expunged from this appeal record.

Appellant is now directed to file fresh requisites for respondent Nos. 4 to 7

To 19.9.2025 for S/R

Dictated & Corrected by,

Sd/-

**Addl. District Judge, 2nd Court
Serampore**

Sd/-

**Addl. District Judge, 2nd Court
Serampore.**

