

Title Suit 12 of 2026
CNR No. WBSP07-000031-2026
J.O. Code. WB01066

Order dtd. 19/05/2026

Today is fixed for hearing of petition filed under Order 6 Rule 17 CPC by the plaintiff and petition under Order 1 Rule 10 (2) CPC filed by the defendants.

Both parties are present.

Ld. Advocate for the plaintiff not pressed two amendment applications dated 17/07/2018 and 09/07/2019.

Now the application filed under Order 1 Rule 10 (2) CPC dated 06/04/2018 is taken up for hearing.

Heard Ld. Advocate for the defendants who submits before the Court that defendant no. 2 namely, Ipsita Banerjee is an unnecessary party and is required to be deleted from the column of defendant.

Ld. Advocate for the plaintiff admitted the fact that defendant no. 2 is an unnecessary party and if her name be deleted from the defendant list, the plaintiffs shall have no objection.

Ld. Advocate for the plaintiff also endorsed her no objection at the margin of the petition under Order 1 Rule 10 (2) CPC. As the plaintiff admitted in open Court that defendant no. 2 namely, Ipsita Banerjee is an unnecessary party and her presence is not required for the determination of real dispute therefore, I do hereby allow the petition under Order 1 Rule 10 (2) CPC filed by the defendant on 06/04/2018 on admission at the peril of plaintiffs.

Let the name of defendant no. 2 namely, Ipsita Banerjee be struck off from the cause title.

D.A is directed to make necessary correction in the cause title of the plaint.

Plaintiff is directed to file rectified plaint by the next date.

One petition for extension of the ad interim order of injunction, supported by affidavit is filed by the plaintiff praying therein to extend the ad interim order of injunction for the purpose of preserving the suit property as the situation remains unchallenged.

Hd. Considered and allowed.

As such, the interim order of injunction is hereby extended till next date.

Fixing 19/06/2026 for hearing of interim injunction.

Dic. & corrd. by me

Sd/-
Judge, S.C.C

Sd/-
Judge,
Small Causes Court, Sealdah.