

T.S 4 of 2013

Order no. 51
Dated 06.04.2015

Today is fixed for hearing petition U/s 152 CPC filed by the plaintiffs praying for correction of the decree in the cause title by striking out the name of defendant-1 Pranati Das.

Heard the Ld. Advocate of plaintiff and defendant-2.

It appears from the order-40 dt.01.07.2014 that defendant-1 voluntarily submits for striking out her name and as per her prayer, this court struck of her name. However, this striking out of name was not incorporated by the concerned dealing assistant in the original plaint, as a result of which, the judgement as well as preliminary decree was passed mentioning the name of defendant-1 who was actually struck of vide order mentioned herein above.

Therefore, this error being clerical needs to be rectified by creating the decree as well as judgement.

Let the preliminary decree, judgement together with certified copies supplied to the parties be rectified by deleting the name of defendant-1.

Sherestader is directed to make the correction. BC-1 is directed to place this record before the Sherestader for compliance. Both the parties are directed to supply the certified copies before the Sherestader within 7days for necessary steps.

D/c by me.

Judge,S.C.C.,Sealdah.

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