

23.08.2024
Item no.18
Court No.50

Jhumpa Ghosh
Vs.
Rani Ghosh and Ors.

Ld. Advocate Mr. Pronojit Roy appears for appellant.

Ld. Counsel for the appellant submits that he will put the D.C.F as and when directed by this court.

Perused the office report dated 22.08.2024.

It transpires from the office report that:

1. Proper Court Fees being Rs. 100/- the instant appeal is preferred with Court Fees of Rs. 80/- only, leaving a deficit of Rs. 20/-.
2. Respondent no. 2 and 8 of the instant memo of appeal does not find in the cause title of the impugned decree.
3. Preamble to the instant memo of appeal is bereft of the name of the Ld. Judge of the Ld. Trial Court.
4. It appears that the certified copy of the impugned decree bears wrong date of judgement and calls for rectification under the light of 020R7, C.P.C. The relevant certified copy may be transmitted to the Ld. Trial Court of ADJ, 3rd Court, Balurghat, Dakshin Dinajpur for causing necessary correction.

Accordingly the defect mentioned herein above is required to be removed at once.

Since, there is a question on D.C.F of Rs. 20/- , Ld. Advocate for the appellant is hereby directed to put D.C.F by 31st August, 2024 positively, in default, the matter will be placed before the Hon'ble Bench.

As regards defect nos. 2 and 3, the Ld. Advocate for the appellant is hereby directed to remove the said defects within two weeks from date positively.

Hence, there is a defect as regards the certified copy of the impugned decree, let the said certified copy of the impugned decree be sent back to the court of Ld. ADJ, 3rd Court, Balurghat, Dakshin Dinajpur for removal of defect as indicated hereinabove with a direction to retransmit the same within three weeks from date positively.

(Nabanita Ray)
Registrar Administration (L&OM)

