

In lieu of order sheet

Present

Smt. T. Debnath
Civil Judge, (Sr. Div)
West Tripura, Agartala.
Court No.1

Case No. TS 155 of 2022

25.07.2024

Ld. Counsel Mr. A. Sengupta is present for the plaintiff.

Ld. Counsel Mr. R. Chowdhury has filed memo of appearance for the defendants.

This is a petition under Order VI, Rule 17, CPC for amendment of the pleadings.

Ld. Counsel for the plaintiff has submitted that from the written statement filed by the defendants, the plaintiff has learnt that about registered sale deed bearing No. I- 8087 dated 12.07.2006 by which the Predecessor of the defendant had purchased the suit land. So the plaintiff intends to amend the plaint and incorporate the relief of cancellation of the said registered sale deed bearing No. I- 8087 dated 12.07.2006 as well as some connected facts. So, he has prayed for allowing the plaintiff to amend the plaint and to incorporate the facts mentioned in the schedule of the amendment.

Considered the submission of Ld. Counsel for the plaintiff.

Also perused the written objection filed by the Ld. Counsel of the defendants.

None appeared for the defendants at the time of hearing.

contd....

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This petition at the stage of filing documents thus, prior to the commencement of the trial.

Considering the petition filed by the plaintiff as well as other materials on record, I am of the opinion that the amendment of the plaint, sought for by the plaintiff, is not going to change the nature and character of the suit, rather the amendment is necessary to prevent multiplicity of the proceedings. Hence, the prayer of the plaintiff for amendment of the plaint is hereby allowed.

The plaintiff side is directed to file amended plaint on the next date.

Fix 03.09.2024 for filing of amended plaint by the plaintiff/ order.

As dictated.

(T. Debnath)
Civil Judge (Sr.Divn)
West Tripura: Agartala
(Court No. 1)

