

T.S 28 of 2018

Order no 68 dated 20.05.2026.

Both parties file their respective hajiras.

The petition u/order 6 Rule 17 of C.P.C along with its objection is taken up for hearing in presence of both sides.

Perused the petition as well as w.o and materials on record.

Heard both sides.

At the time of hearing ld lawyer for the plaintiffs has submitted that at the time of filing of the suit, they did not have the documents relating to acquisition of land by the Government. Now they got the same for which they intend to amend the plaint for proper adjudication. With these, they pray for necessary order from the court.

Per contra, it is the submission on part of the defendant that at this belated stage, plaintiffs would not get the chance to amend their plaint as per schedule. According to defendant, plaintiffs intend to fill up their lacuna in color of this amendment and thus prays for rejection of the same.

Having regard to the submissions made at Bar, this court is of the opinion that

the proposed amended is formal in nature which does not change the nature and character of the suit rather it is required to arrive at just decision of real dispute between the parties. More-so, by allowing this petition, defendant would not be prejudiced as he would get ample opportunity to file additional written statement regarding amendment if he desires.

With these the petition is allowed on contest.

Amend the plaint accordingly.

To 11.06.2026 for filing amended copy of plaint and additional w.s regarding amendment if defendant desires.

Typed by me.

Dictated & Corrected by me

Sd/-
Civil Judge (Sr. Divn),
Divn),
2nd Court, Contai
[J.O. Code No.WB00913]
No.WB00913]

Sd/-
Civil Judge (Sr.
2nd Court, Contai
[J.O. Code