

MACC CASE NO.-144 of 2015
CNR-WBBB01-000795-2015
JO-WB00052

Order dated, 24.01.2023

Ld. Advocates for the petitioner and insurance company are present.

Today is fixed for hearing two petitions filed by the petitioners one is for amendment under Order 6 Rule 17 read with section 151 CPC and another is for expunging the name of petitioner no.4, Draupadi Roy wife of Late Bhubaneswar Roy, since she expired.

Copy served.

The petition for expunging the name of Draupadi Roy, since deceased, who died on 25.10.2016 is taken up for hearing firstly.

Heard both sides. Perused the petition and the death certificate and found that Draupadi Roy, petitioner no.4 expired on 25.10.2016. Ld. Advocate for the Op insurance company raised no objection.

In such circumstances, the name of Draupadi Roy, petitioner no.4 is hereby expunged from the cause title of this case.

Another petition under Order 6 Rule 17 read with section 151 CPC is taken up for hearing filed by the petitioners for amendment.

Heard both sides. Perused the petition and found the amendment sought for is formal in nature and it will not change the nature and character of this suit. Thus, the amendment sought for is allowed.

The petitioners are directed to file amended plaint by the next date. W.O., if any, by the OP insurance company by the date fixed.

To 09.02.2023 for filing amended plaint of the petitioners. W.O., if any, on the date fixed.

Inform.

Dictated & Corrected

Judge,
Motor Accident Tribunal,
Suri, Birbhum.