

MACC 24 of 2017

Order No. 33.

Dated – 06.01.2025.

Today is the date fixed for taking steps upon the OP no.1 (owner).

Ld. Advocate for the petitioner filed a petition u/o 6 Rule 17 of CPC after supplying the copy to Ld Advocate for OP no.2.

Claimants and OP no.2 file haziras.

Record is taken up for hearing of an application u/o-6 Rule 17 read with Sec. 151 of CPC.

Ld. Advocate for the petitioners submits that the instant case is filed by claimants for grant of compensation to the tune of Rs. 4,00,000/- in page no.4, sl. no. 22 but the claimant intends to enhance the amount to be Rs. 4,50,000/-. There is no intentional latches on the part of the claimants. As such, the petition be allowed.

The OP no.2 raises formal objection and left the matter on the discretion of the court.

Heard, considered and after perusing the application I find that this is a formal application in which the claim amount is prayed to be enhanced of Rs. 50,000/- which in no manner chance the nature and character of the claim petition. As such, this court does not find any reason to refuse the prayer of the petitioners.

Hence, it is,

ORDERED

that the petition u/o-6 Rule-17 read with Sec. 151 of CPC filed by the claimants is hereby allowed on contest without any order as to cost.

Petitioners are directed to file the amended copy of claim petition on the next date.

Fix 04.04.2025 for filing the amended copy of claim petition and take steps upon the OP no.1 (owner).

Dictated & corrected by me

Sd/-

Sd/-

A.D.J

Addl. District Judge, 2nd Court,
Burdwan, Dist.- Purba Bardhaman.