

Mat. Suit No.176/2019
CNR No. WBCB01-002336-2019

Present : Shri P.P. Chakraborty, District Judge, Cooch-Behar
J.O. Code – WB01240

Order No.10, dt.04.10.2021

Today is fixed for hearing of the petition dtd. 23-04-2021(wrongly mentioned as 24-02-2021 in the previous order sheet) and W.O. against the said petition by the respondent/wife.

At this stage, the petitioner/husband of this suit filed a petition under order 6 rule 17 C.P.C. praying for amendment for the reasons stated therein with a prayer to add one paragraph as paragraph no.16a.

Ld. Counsel for the petitioner/husband also filed a petition for hearing of this petition and keeping the hearing of the petition dated 23-04-2021 in abeyance till disposal of the this petition.

Considered the prayer.

Now, Ld. Counsel for the respondent/wife opposed the petition under order 6 rule 17,C.P.C. filed by the petitioner/husband stating complete new fact has been stated and proposed amendment contained allegation and as such, the petition should be rejected. Ld. Counsel also submitted that the petition has been filed only with a view to harass the respondent/wife.

Considered the nature of the amendment.

If the proposed amendment is allowed, the respondent/wife will get an opportunity to take up the issues in her written statement which has not been filed till today.

In view of the above, proposed amendment is allowed with a cost of Rs.200/-.

To **01-12-2021** for W.S. and hearing of the petition dated dtd. 23-04-2021 and payment of cost.

W.O. filed today against the said petition dated 23-04-2021 is kept with the record.

The date of order no.8 be corrected as '23-04-2021' by striking out '24-02-2021'.

Dictated & corrected,

Sd/-
District Judge,
Cooch-Behar

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District Judge,
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