

In the court of Additional Sessions Judge, 3rd Court, Sadar, Cooch Behar.

Mat Suit 208/2023
CNR No. WBCB01-002877-2023

Present: Sri. Rudra Prasad Ray, ADJ, FTC, Cooch Behar.

Order No. 28
Dated 22-07-2025

Today is fixed for hearing of the petition u/o 06 rule 17 of CPC r/w section 151 of CPC.

Lawyer's hajiras are filed on behalf of the petitioner and respondent.

Ld. Advocates of both sides are present.

The petition u/o 06 rule 17 of CPC is taken up for hearing.

Heard both sides with regard to the said petition.

Ld. Advocate for the petitioner submits that some important fact was not written in the original plaint, so the petitioner wants to change the para 8 of the plaint petition. Ld. Advocate for the petitioner also submits that the proposed amendment will not change the nature and character of the original suit. Ld. Advocate for the petitioner further submits that if the fact is not come forward before this court through amendment, the petitioner will suffer irreparable loss.

No objection is raised by Ld. Advocate for the respondent.

Having heard Ld. Advocate for the petitioner and considering the fact that the proposed amendment is formal in nature and it will not change the nature and character of the instant suit and the proposed amendment is very much necessary for proper adjudication of the case, I am inclined to allow the petition u/o 06 rule 17 of CPC filed by the petitioner.

Accordingly, the petition u/o 06 rule 17 of CPC filed by the petitioner is allowed.

Petitioner is directed to file amendment plaint on the next date positively.

This court is lying vacant. I am in charge of this court.

Fix 25.08.25 for amended plaint, additional W/S and framing of issues.

Dictated & Corrected,

Sd/-
Judge Claim Tribunal, I/C
3rd Court, Cooch Behar

Sd/-
Judge Claim Tribunal, I/C
3rd Court, Cooch Behar
J.O. Code No. WB00899