

OC SUIT NO : 13/2021

CIS NO : 10/2021
CNR NO : WBDJ080003702021
JO CODE : WB01512

Order No: 16 Date : 03.05.2023

Today is fixed for PH.

Both sides file lawyer's hazira.

Ld. Advocate for the plaintiff files a petition dated 03.05.2023 for shifting the case from preemptory board on the ground stated therein.

Copy served.

Heard both sides.

Considering the submission of both sides , the petition dated 03.05.2023 for shifting the case from preemptory board is allowed.

The suit is taken off from PH Board.

Ld. Advocate for the plaintiff also files a petition u/o 6 rule 17 r/w Section 151 of C.P.C.

The instant petition is taken up for hearing.

Heard both sides in respect of the petition.

Considered.

After applying judicial mind, this Court is of the view that the proposed amendment is formal in nature and the same will not change the original feature of the suit. Accordingly, in view of the requirement of proper adjudication of the suit, this Court is inclined to allow the petition.

Hence, it is,

ORDERED

that the petition dated 03.05.2023 under Order VI rule 17 read with Section 151 of CPC be and same is considered and allowed.

Plaintiffs are permitted to amend their pleadings as per their proposal dated 03.05.2023.

The petition dated 03.05.2023 is thus disposed of.

Fix **18.05.2023** for filing of amended plaint.

Sd/-

Civil Judge (Junior Division)

Kalimpong

