

Matrimonial Suit No.1213/2021

Order No.07, dt.08.08.2022:

Today is fixed for hearing of the petition praying for amendment of the application by the petitioner.

Petitioner is present.

Perused and considered the contents of the application .

By filing the amendment petition the petitioner has prayed for amendment of the cause title as per schedule of the petition. It also argued that for the said mistakes/ errors, the suit could not proceed by service of the same upon the respondent. The proposed amendments are reasonable to hold to be formal a nature without any attempt withdraw any admission or fact asserted in the application. Now the petitioner being the pilot of a suit is to face the consequence of the erroneous cause title of the respondent whom he invites to contest the *lis*. The consequence is to face by the pilot.

Hence -

ORDERED

that the amendment petition is disposed of ex parte subject **to the risk to bear by the petitioner.**

Amend the plaint in terms of the petition and petitioner to file the amended plaint within statutory period;

note in the plaint and register concerned;

Fix 03.09.2022 for filing amended plaint.

Additional District Judge,
1st Court, Howrah