

**MISC. CASE NO. : 59 OF 2023**  
**(CNR No. WBPS01-000220-2023)**  
**(JO CODE No. WB01229)**

Order no. - 15  
Dt. 23.06.2023

Today is fixed for S/R A/D and appearance.

Petitioner files hazira.

O.P. appears in this case by filing hazira and a written objection against the application under Order 21 Rule 101 of CPC.

Copy served.

Let it be kept with the record.

Petitioner files a petition under Order 6 Rule 17 of CPC read with section 151 of CPC.

Copy served.

The petition under Order 6 Rule 17 of CPC dated 23.06.2023 is taken up for hearing.

The Ld. Advocate of the petitioner submitted the fact that they want to amend the Misc. Case application as there are inadvertent mistakes have occurred during the filing of the Misc. Case.

The mistakes are utterly unintentional and they should be rectified as per schedule, mentioned in this petition by way of amendment.

Perused the contents of the petition and the materials in the case record carefully.

It appears to me that the proposed amendment as sought for does not change the nature and character of the Misc. Case and also the proposed amendment as sought for does not cause any prejudice to the O.P. and this amendment is necessary for petitioner for further proceedings of this Misc. Case.

Hence, the petition under Order 6 Rule 17 of CPC filed by the petitioner on 23.06.2023 is hereby allowed.

D/A to do the needful.

The petitioner is directed to file amended application under Order 21 Rule 101 of CPC read with Section 47 and 151 of CPC.

The petition under Order 6 Rule 17 of CPC filed by the petitioner on 23.06.2023 is thus disposed of.

To 22.08.2023 for hearing of Misc. Case.

**[ Dictated and corrected by me ]**

Sd/-  
(Manabendra Nath Ghosh)  
Judge, Bench – II,  
Presidency Small Cause Court,  
Calcutta.

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