

Ej Suit 307 of 2014
WBPS01-000474-2014

Before: Sri Sangram Saha @ Gautam Saha, Ld. Judge
3rd Bench

Order no. 39

Date: 22-06-2022

Today is fixed for hearing of the petition u/o 6 R-17 r/w sec 151 of CPC filed by the plaintiff, w/o if any, in the mean time.

Plaintiff files hazira.

Defendant files hazira and a petition u/s 151 of CPC. Copy served.

Today, the petition u/o 6 R-17 r/w sec 151 of CPC filed by the plaintiffs is taken up for hearing.

Heard Ld. Advocate for the plaintiffs.

Perused the petition and materials on record. By the instant petition plaintiffs have prayed for incorporation of facts as mentioned in the schedule of amendment of the instant petition on the grounds stated therein. Unless the instant petition is allowed the plaintiffs shall suffer loss and injury.

Ld. Advocate for the defendant raised objection against the petition u/o 6 R-17 of CPC filed by the plaintiffs .

Considered.

The proposed amendment is formal in nature and if the same is allowed , it will not change the nature and character of the suit, the petition is also supported by an affidavit. As such this Court is inclined to allow the instant petition.

Hence, it is ,

Ordered

that, the petition u/o 6 R-17 of CPC r/w sec 151 of CPC filed by the plaintiffs dated 09.01.2020 is hereby allowed.

Amend the plaint as per schedule of the amendment mentioned in the petition. Office to do the needful.

Plaintiffs are directed to file amended plaint and the defendant is at liberty to file additional written statement, if any.

Fix **22-07-2022** for filing amended plaint by the plaintiffs and and hearing of the petition u/s 151 of CPC filed by the defendant . W/o if any, in the mean time.

Sangram Saha
(J.O. Code: WB1037)
Judge,
Presidency Small Cause Court,
3rd Bench,
Calcutta