

M.A.C Case No.05 of 2025
(Reg. No. 05 of 2025)

Order No.13 dated 09.03.2026

Today is fixed for hearing of the petitions dated 18.02.2025 and 04.04.2025 and filing fresh requisition by the petitioners/claimants.

The petitioners/claimants file Ld. Lawyer's hazira.

The case record is taken up for hearing of the aforesaid petitions.

During hearing, Ld. Advocate for the claimants has not pressed the petitions dated 18.02.2025 by making an endorsement to that effect with signature in the marginal side of the petitions.

Considering this, both the petitions dated 18.02.2025 stand rejected being not pressed.

Ld. Advocate for the claimants has moved a **petition dt. 04.04.2025 under Order 6 Rule 17 CPC for amendment of the original petition with affidavit.**

Ld. Advocate representing claimants has moved **an application under Order 6 Rule 17 CPC** and submitted that there are some mistakes in the petition and the same is required to be rectified by way of amendment. Hence, this petition.

Heard ld. Advocate for the claimants.

Considered.

Considering all, I find that the present petition should be allowed for the proper adjudication of the case. If claimants' prayer is allowed in view of proposed amendment, it will not change the nature and character of this case.

Hence, it is,

Ordered,

that the application under **Order 6 Rule 17 CPC, dt.04.04.2025** is allowed without cost.

The amendment application accordingly, disposed of.

DA is to note accordingly.

Ld. Advocate for the claimants has filed and moved another **petition under Order 1 Rule 10(2) read with section 151 CPC.**

Ld. Advocate for the claimants, by filing the petition, has stated that at the time of filing the present case, the petitioners were not aware of the particulars of the ownership and insurance of the offending vehicle. Subsequently, the petitioners have been able to collect the said particulars which are required to be impleaded in the cause title of the present claim application. Hence, this petition.

Contd.....

Contd.....

Perused the petition and other materials on record.

Heard .

Considered.

Having considered all, my view is that the present petition should be allowed for the proper adjudication of the case.

Hence, it is,

Ordered,

that the *petition dt.04.04.2025 under Order 1 Rule 10(2) read with section 151 of the CPC filed by the petitioners/ claimants is **allowed** without cost* and the person and the insurance company mentioned in the instant petition be hereby added in the cause title of the claim application as **added Opposite Party nos.1 and 2**.

The petition is accordingly, disposed of.

*The petitioners are directed to file amended claim application and to take fresh steps with the amended claim application upon **added Opposite Party nos.1 and 2** in both ways in the meantime.*

To **18.04.2026** for filing amended claim application and S/R of added **opposite party nos.1 and 2**, steps in the meantime.

Dictated and corrected by me

Sd/-

Judge, M.A.C Tribunal
Fast Track 1st Court, Purulia.

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Fast Track 1st Court, Purulia.