

**MACC-382 of 2023**

Order no. 08 dt. 20.01.2026

Today is fixed for filing requisites.

Claimant and OP No.2 files hazira.

Claimant files a petition under Order 6 Rule 17 of CPC supported by an affidavit.

Copy served.

This petition is taken up for hearing.

Heard both sides.

Perused the petition as well as case record. Considered. No objection raised by the

O.P.

On perusal of the petition it appears that petitioner has stated that due to bona-fide mistake this case is filed u/s 166 of M V Act instead of 164 M V Act.

Now the petition has been filed praying for amendment of the section in this regard.

This amendment petition is formal in nature and it does not change the nature and character of this case.

Hence, this petition is allowed.

The petitioner is directed to file amended copy of claim petition to that effect.

Fix **11.03.2026** for amended copy of plaint.

D/c by me

Sd/- K. Chattopadhyay

3<sup>rd</sup> ADJ Alipore

A.D.J (3<sup>rd</sup>) Court.

Sd/- K. Chattopadhyay

(WB00742)