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14.7.2022

Parties file respective hazira through ld. Counsels.

Today is fixed for hearing of the application U.O.6.R.17 CPC filed by the petitioner/husband.

Respondent/wife files W.O thereto by affidavit.

Copy served. Let it be kept with the record.

Record is taken up for hearing of the amendment of divorce petition and W.O thereto.

Hd both sides at length.

Perused the schedule of proposed amendment.

Petitioner/husband has come up with the prayer for amendment on the advice of newly appointed ld. Counsel which are necessary to be inserted for proper adjudication of the case.

Respondent/wife resisted the prayer on the ground that the petitioner has been trying to brought in certain new facts and rest part of the amendment appears to be repetition and exaggeration of facts already averred in the pleadings.

Having regard to rival contentions and perusing the proposed amendment, this court finds that the same, if allowed, would not change nature and character of the suit in any way and the amendment sought for is not barred under any explicit provisions of law and if allowed, shall not prejudice the respondent in any way and in that view of the matter, this court finds no impediment to allow the prayer for amendment for best interest of justice.

Hence, it is,

O R D E R E D

that the application U.O.6.R.17 CPC dtd. 7.1.2022 of the petitioner/husband is hereby allowed on contest without cost.

The petitioner/husband is directed to comply the provisions U.O.6.R.18 CPC within stipulated period of time.

The respondent/wife is at liberty to file additional W.S, if so advised.

At this stage the respondent/wife filed a petition U/s. 151 CPC praying for rectification of minor typographical mistakes and omissions in the W.S dtd 13.12.21.

To 9.8.2022 for steps by the parties and hearing of petition U/s. 151 CPC filed by the respondent/wife today.

W.O, if any, in the mean time.

D/corr by me,

4th ADJ, Alipore.

(J.O Code—WB00729).