

TS-98/'18

Suit

19

19.09.19

Today is fixed for filing of reply by the defendants 9 to 12, hearing of the application under order VI rule 17 of the CPC filed by the defendants 1 to 3 and also the application under order VI rule 17 of the CPC filed by the plaintiffs.

The learned lawyers for both the sides are present by filing *hazira*.

Such applications are taken up for hearing.

Heard the learned lawyers and perused the case record.

Considered.

It appears from the reply furnished by the defendants 9 to 12 that the Highways Authority is a necessary party to this suit.

The plaintiff to act accordingly.

From the application for amending the written statement it appears that the proposed amendments are in the nature of better particulars through rectification of an error in the chain of title of the predecessor of the defendants, namely, one Manju Pramanik.

With respect to the amendment application filed by the plaintiffs it appears that the same has been made with a view to correct the address of the defendant no. 8.

Thus, the proposed amendments, if allowed, would not change the nature and character of the present suit and only would help in a proper adjudication of the actual questions in controversy between the parties.

Accordingly, both the amendment applications are allowed.

To **07.12.2019** for steps by the plaintiffs, filing of amended plaint, amended written statement and, additional WS, if any, in the meantime.

**Dealing assistant to note accordingly.**

Sd/-

(Civil Judge, sr. divn., Kakdwip)

D/C

Sd/-

(Civil Judge, sr. divn., Kakdwip)