

**IN THE COURT OF THE DISTRICT JUDGE, JHARGRAM**

**MAT SUIT No. 37/2021**  
**REGN. NO. MAT 21/2021**

**Order No. 32 dt.03/07/2024**

Today is fixed for hearing petition for amendment of written statement in terms of Order 6 Rule 17 of the Code of Civil Procedure, filed by the Respondent.

Petitioner is present along with her learned advocates by filing hazira.

Respondent files hazira through learned advocate.

The instant petition is taken up for hearing.

Heard learned advocates for both sides. Perused the materials on record. Considered.

It appears that the respondent, by filing the instant petition under order has prayed for incorporation of some pleading by replacing certain averment made in paragraph 37 of the written statement on the ground that certain facts, which are intended to incorporate were not known to the respondent at the time of filing written statement and such fact are required to be incorporated for the purpose of determining real question in controversy between the parties.

By filing a written objection cum rejoinder learned advocate for the petitioner submits that only purpose of filing the instant petition is to drag the proceeding to frustrate the order of the Hon'ble Court to complete the trial at an early date.

Having considered the submissions of the learned advocates in support of their respective claims and contentions and on careful perusal of the instant prayer of the respondent for amendment of written statement I have found that the respondent has prayer for incorporation of some statements by replacing earlier made statements, which is, in my opinion, will not change the nature and character of the suit.

In order to curtail possibility of dragging the suit any further, prayer of the respondent is required to be allowed.

**Hence, it is**

**ORDERED**

That the instant petition dated 25.06.2024, filed by the Respondent for amendment of the written statement, as mentioned in the schedule of the petition is allowed on contest but without any order as to cost.

The respondent is directed to submit amended written statement within 7(seven) days from this date serving a copy of such written statement to the learned advocate for the respondent.

Petitioner has already filed rejoinder. Let it be kept with the record.

Respondent is directed to be ready with his witness(s), positively on the next day.

To 12.07.2024 for Evidence of the respondent.

D/C by me.

Sd/-

D.J.

Sd/-

**District Judge, Jhargram**

