

GAHC010206722025



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Civil)/384/2026

APRAAVA ENERGY PRIVATE LIMITED
A PRIVATE LIMITED COMPANY INCORPORATED UNDER THE COMPANIES
ACT
1956.HAVING ITS OFFICE AT 7TH FLOOR
FULCRUM
SAHAR ROAD
ANDHERI EAST
MUMBAI-400099
MAHARASHTRA.

VERSUS

MS SUMOTECH INNOVATION PVT LTD
A PRIVATE LTD. COMPANY INCORPORATED UNDER THE COMAPNIES ACT
1956 HAVING ITS REGD. OFFICE AT 602
WING B
DLH METRO VIEW
PLOT 195 PT J.P ROAD
OPPOSITE SHANKAR NAGAR
ANDHERI (WEST)
P.O.- MUMBAI
MAHARASHTRA-400058
REPRESENTED BY ITS DIRECTOR
SRI GANESH SWAMY
S/O LATE ANGU SWAMI

For the Petitioner(s) : Mr. D. Gupta, Advocate

For the Respondent(s) : Mr. S. C. Biswas, SC, APDCL
Mr. B. J. Mukherjee, Advocate

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

17.02.2026

This is an application filed under Order VI Rule 17 read with Section 151 of the Code of Civil Procedure, 1908 seeking amendment to the counterclaim filed by the petitioner by the counter claimant.

2. Mr. B. J. Mukherjee, the learned counsel who appears on behalf of the plaintiff submits that he has no objections to the instant application.

3. This Court has also taken note of that in pursuance to the counterclaim so filed by the counter claimant, the plaintiff is yet to file the written statement. In addition to that, the reliefs which are sought to be inserted by way of the present amendment application, in the opinion of this Court, is consequential to the reliefs which is prayed for in the counterclaim and the same are necessary for adjudication of the dispute involved in the present proceedings.

4. Accordingly, this Court therefore allows the instant application thereby permitting the amendment as sought for at

paragraph No.6 of the instant application.

5. The counter claimant is given 14 days time to file the amended counterclaim and failure to do so, consequences under Order VI Rule 18 of the Code of Civil Procedure, 1908 shall follow.

JUDGE

Comparing Assistant