



IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No.376 of 2025

Mahendra Kumar Pandey

.... ***Petitioner***
Mr.A.K.Dash, Advocate

-versus-

Phulendra Pandey

.... ***Opp.Party***
Mr.S.K.Dash, Advocate

CORAM:
SHRI JUSTICE B. P. ROUTRAY

ORDER
24.7.2025

Order No.

4. 1. Heard Mr.A.K.Dash, learned counsel for the Petitioner and Mr.S.K.Dash, learned counsel for the Opposite Party.
2. Prayer of defendant no.1 being rejected by the learned trial Judge, he approached this Court against impugned order dated 12.2.2025 passed in C.S.No.31 of 2012.
3. It is seen that though proposed amendment sought for is to bring some new pleadings, but the same does not affect the nature and character of the suit. It is further seen that the suit is at the stage of taking evidence from the side of the plaintiff. Therefore, there cannot be any harm in allowing the prayer for amendment at this stage, particularly when the same does not affect the nature and character of the suit.



4. Accordingly, the prayer of defendant no.1 to incorporate the amendments as per his petition dated 27.12.2024 (Annexure-2) is allowed. The learned Civil Judge (Sr.Division), Kuchinda is directed to permit him accordingly.
5. As prayed by both parties, learned trial court is directed to take steps for disposal of the suit expeditiously.
6. The CMP is disposed of.

(B.P. Routray)
Judge