

In The High Court At Calcutta
Civil Revisional Jurisdiction
(Appellate Side)
C.O. 2296 of 2024

Sri Moni Sankar Sadhukhan
Vs.
Sri Goutam Khetri & Anr.

Mr. Prosenjit Mukherjee,
Mr. Arghya Kamal Das,
Ms. Manisa Mandal ... For the petitioner.

The requirement of the proviso appended under Order VI Rule 17 of the Code of Civil Procedure prima facie has not been satisfied in allowing the prayer of the plaintiff to amend the plaint after commencement of the trial.

The revisional application, therefore, requires further consideration upon notice.

The petitioner is directed to send copy of the application to the opposite parties by Speed Post with Acknowledgement Due intimating that the matter will be included in the **Combined Monthly List of October 2024** under the heading '**Motion**'.

In addition to the above, the petitioner is also required to give notice communicating this order to the learned advocate representing the opposite parties in the Court below.

There shall be stay of all further proceedings of Title Suit No. 38 of 2015 pending before the Additional Court of learned Civil Judge, (Junior Division), at Hooghly **till the end of the month of November, 2024** or until further orders, whichever is earlier.

The petitioner to file affidavit-of-service on the next date of hearing.

Parties to act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Biswajit Basu, J.)