

IN THE HIGH COURT AT CALCUTTA  
ORDINARY ORIGINAL CIVIL JURISDICTION

IA No. GA/5/2024  
In  
CS/190/2007  
DREDGING & DESILTATION CO. (P) LTD.  
VERSUS  
NAVAYUGA ENGINEERING CO. LTD. & ANR.

BEFORE:  
The Hon'ble JUSTICE BIVAS PATTANAYAK  
Date: 10<sup>th</sup> September, 2024.

Appearance:  
Mr. Joydeep Roy, Adv.  
Mr. Paritosh Sinha, Adv.  
Mr. Sourjya Samanta, Adv.  
For the plaintiff/petitioner.

Mr. Sanjib Das, Adv.  
Ms. Mahuya Ghosh, Adv.  
Ms. Sunita Kabi, Adv.  
For the defendant/respondent nos. 1 & 2.

The Court :-Affidavit-in-opposition filed on behalf of defendant nos. 1 and 2  
is taken on record.

Affidavit-in-reply filed on behalf of plaintiff/petitioner is also taken on  
record.

This is an application for amendment of the plaint.

Mr. Joydeep Roy, learned Advocate for the plaintiff/petitioner, submits that  
the name of the defendant/respondent no.2 has been changed to “Adani  
Krishnapatnam Port Company Limited”. He also indicates that there has been  
change in the address of the defendant/respondent no.1. Further the year of the  
Companies Act should be of “2013” instead of “1956”. For such reason, the

plaintiff/petitioner has sought for amendment of the plaint. He submits that the amendment sought for is formal in nature and should be allowed. He seeks for order in terms of prayers (a) to (d) of the Master's Summons.

Mr. Sanjib Das, learned Advocate for the defendant/respondent nos. 1 and 2, submits that the application has been filed at belatedly. However, he leaves the matter to the discretion of the Court.

Having considered the submissions advanced on behalf of the plaintiff/petitioner and the averments made in the application, let there be order in terms of prayers (a), (b) and (d) of the Master's Summons.

The Department is directed to carry out the amendments within a period of four weeks from the date of communication of this order.

IA No. GA/5/2024 in CS/190/2007 stands disposed of.

(BIVAS PATTANAYAK, J.)

snn.