

@

SLP(C)No. 18009 OF 2001
ITEM No.18

Court No.11

SECTION XIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.18009/2001

(From the judgement and order dated 14/08/2001 in CRP 2036/2001
of The HIGH COURT OF KERALA AT ERNAKULAM)

E.J. SEBASTIAN & ORS.

Petitioner (s)

VERSUS

A.M. MATHAI
(With prayer for interim relief)

Respondent (s)

Date : 29/10/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

For Petitioner (s) Mr. P. Krishnamoorthy, Sr. Adv.
Mr. E.M.S. Anam, Adv.
Mr. Fazlin Anam, Adv.

For Respondent (s)

UPON hearing counsel the Court made the following
O R D E R

.....L.....I.....T.....T.....T.....T.....T.....T.....J
.SP2

Heard.

In so far as the discretion exercised by the trial court in permitting an amendment in the plaint is concerned, we do not find any fault therewith. However, the defendants have to be allowed an opportunity of seeking a consequential amendment in the written statement. The defendants-petitioners are at liberty to make a prayer for filing an additional written statement confined to the amendment in the plaint allowed by the trial court. Subject to the above observation, the petition is dismissed.

.SP1

Sarita (Radha Rani Bhatia)@@
AA

Court Master@@

AAAAAAAAAAAAA

A