

Today is fixed for P.H.

The plaintiff is present by filing hazira.

The defendant is present by hazira.

Ld advocate for the plaintiff files a petition under Order -6 Rule 17 for amendment of plaint.

Now the record is taken up for hearing. Heard Ld. Advocate for the petitioner regarding amendment sought in petition.

Ld advocate for the defendants verbally opposed the petition.

Perused the instant petition and other materials on record. On perusal, it appears that the amendment sought by the plaintiff is necessary and should be accepted for determining the real question of controversy and for proper adjudication of the matter. It does not appear to change the nature and character of the suit and will not prejudice the defendants in any manner whatsoever.

Hence, it is O R D E R E D

that the application filed by the petitioner dated 12.01.2023 under Section Order- 6 Rule- 17 is hereby considered and allowed.

Let the plaint be amended in terms of the contents of the petition.

B.A is directed to do the needful and after putting necessary note, the suit be sent to the court of competent pecuniary jurisdiction.

**To 22.02.2023 for P.H and additional W/S if any.**

**Present-** Md. Hasan Zaman, Senior Assistant Judge,  
Patiya, Chattogram

**Order No- 15**  
**Date 21.04.2022**

Today is fixed for hearing of filing of W/S by deft. No 1-3, amendment petition and calling the record from record room.

Ld. Advocate for the plaintiff has filed Hazira.

Now the record is taken up for hearing. Ld. Advocate for the petitioner submitted that the amendment sought for by the petitioner is formal in nature and will not change the nature and character of the suit in any manner and it is necessary for determining the real question in controversy between the parties. As such, Ld. Advocate prayed for allowing the instant application.

Perused the instant petition and other materials on record. On perusal, it appears that the amendment sought by the plaintiff is necessary and should be accepted for determining the real question of controversy and for proper adjudication of the matter. It does not appear to change the nature and character of the suit and will not prejudice the defendants in any manner whatsoever.

Hence, it is O R D E R E D

that the application filed by the petitioner dated 25.08.2021 under Section Order- 6 Rule- 17 is hereby considered and allowed.

Let the plaint be amended in terms of the contents of the petition.

B.A is directed to do the needful and after putting necessary note, the suit be sent to the court of competent pecuniary jurisdiction.

Now the record is taken for hearing of another petition for calling the case record being no Other Suit no. 92 of 2015 which was disposed of ex-party on 25.05.2017 from the record room for proper adjudication of this suit.

Considering all, the petition is hereby allowed. Let the case record of Other suit No- 92/2015 be called from the Sadar Court Record Room, Chattogram.

Let this order be communicated to the concern officer of the Sadar Court Record Room, Chattogram for prompt compliance.

To-----for W/S by def. 1-1 and return of record from the Sadar Record room.

Asst. Judge Court, **Boalkhali**  
Patiya, Chattogram

Asst. Judge Court, **Boalkhali** Patiya,  
Chattogram

Today is fixed for hearing of filing of W/S by deft. No 1-3, amendment petition and calling the record from record room.

Ld. Advocate for the plaintiff has filed Hazira.

Ld. Advocate for the Plaintiff files a petition under **Order- 6 Rule- 17 CPC**.

Now the record is taken up for hearing. Ld. Advocate for the petitioner submitted that the amendment sought for by the petitioner is formal in nature and will not change the nature and character of the suit in any manner and it is necessary for determining the real question in controversy between the parties. Ld advocate contends that the suit property is total 1.75 acres. During filing of the suit , it was not properly valued as per present market value. As such, Ld. Advocate prayed for allowing the instant application.

Perused the instant petition and other materials on record. On perusal, it appears that the amendment sought by the plaintiff is necessary and should be accepted for determining the real question of controversy and for proper adjudication of the matter. It does not appear to change the nature and character of the suit and will not prejudice the defendants in any manner whatsoever.

Hence, it is **O R D E R E D**

that the application filed by the petitioner dated 21.10.2021 under Section Order- 6 Rule- 17 is hereby considered and allowed.

Let the plaint be amended in terms of the contents of the petition.

B.A is directed to do the needful and after putting necessary note, the suit be sent to the court of competent pecuniary jurisdiction.

To-----for further order.

Asst. Judge Court, **Boalkhali**  
Patiya, Chattogram

Asst. Judge Court, **Boalkhali** Patiya,  
Chattogram

**Order No- 08**

Today is fixed for SR and Return of AD.

**Date-16.03.2022**

Ld. Advocate for the petitioner has filed Hazira and also filed a petition under Order 6 Rule 17 C.P.C.

Now the record is taken up for hearing. Ld. Advocate for the petitioner submitted that the amendment sought for by the petitioner is formal in nature and will not change the nature and character of the suit in any manner whatsoever. The instant amendment is necessary for determining the real question in controversy between the parties. As such, Ld. Advocate prayed for allowing the instant application as the same is formal in nature and neither of the party will be prejudiced.

Perused the instant petition and other materials on record. On perusal, this Court is of the opinion that the Court may at any stage of the proceedings allow the plaintiff to alter or amend his pleadings in such manner and on such terms as may be just, and all such amendments shall be made as may be necessary for the purpose of determining the real questions in controversy between the parties. In this case the said amendments are necessary and should be accepted for proper adjudication of the matter in dispute and to determine the real question of controversy. Moreover the said amendments do not change the nature and character of the suit and will not prejudice the defendants in any manner whatsoever.

Hence,

it is. O R D E R E D

that the application filed by the petitioner dated 17.04.2022 u/o 6 r.17 CPC is hereby considered and allowed.

Let the petition be deemed to be part of the plaint. Sheristadar is directed to do the needful.

**Dictated & Corrected by me.**

Senior Asst. Judge, 2<sup>nd</sup> Court.

Patiya, Chattogram.

Senior Asst. Judge, 2<sup>nd</sup> Court,

Pativa. Chattogram

**Order No- 35**

Today is fixed for P.H.

**Date-08.03.2022**

Ld. Advocate for the petitioner has filed Hazira and also filed a petition under Section 25 of অর্পিত সম্পত্তি পত্যর্পণ আইন।

Ld. Advocate for the opposite party has seen the petition with objection but remain absent during hearing.

Now the record is taken up for hearing. Ld. Advocate for the petitioner submitted that the amendment sought for by the petitioner is formal in nature and will not change the nature and character of the suit in any manner and it is necessary for determining the real question in controversy between the parties. As such, Ld. Advocate prayed for allowing the instant application.

Perused the instant petition and other materials on record. On perusal, this Court is of the opinion that the Court may at any stage of the proceedings allow the plaintiff to alter or amend his pleadings in such manner and on such terms as may be just, and all such amendments shall be made as may be necessary for the purpose of determining the real questions in controversy between the parties. In this case the said amendments are necessary and should be accepted for determining the real question of controversy and for proper adjudication of the matter. It does not appear to change the nature and character of the suit and will not prejudice the defendants in any manner whatsoever.

Hence, it is

**O R D E R E D**

that the application filed by the petitioner dated 08.03.2022 Section 25 of অর্পিত সম্পত্তি পত্যর্পণ আইন is hereby considered and allowed.

Let the plaint be amended in terms of the contents of the petition. Sheristadar is directed to do the needful. To-----for P.H

**Dictated & Corrected by me.**

Senior Asst. Judge, 2<sup>nd</sup> Court.

Patiya, Chattogram.

Senior Asst. Judge, 2<sup>nd</sup> Court,

Pativa, Chattogram

**Order No- 75**

Today is fixed for SR.

**Date-13.03.2022**

Ld. Advocate for the plaintiff has filed Hazira.

Ld. Advocate for the Plaintiff files a petition under **Order- 6 Rule- 17 CPC.**

Now the record is taken up for hearing. Ld. Advocate for the petitioner submitted that the amendment sought for by the petitioner is formal in nature and will not change the nature and character of the suit in any manner and it is necessary for determining the real question in controversy between the parties. As such, Ld. Advocate prayed for allowing the instant application.

Perused the instant petition and other materials on record. On perusal, it appears that the amendment sought by the plaintiff is necessary and should be accepted for determining the real question of controversy and for proper adjudication of the matter. It does not appear to change the nature and character of the suit and will not prejudice the defendants in any manner whatsoever.

Hence, it is O R D E R E D

that the application filed by the petitioner dated 09.03.2022 under Section Order- 6 Rule- 17 is hereby considered and allowed.

Let the plaint be amended in terms of the contents of the petition. Sheristadar is directed to do the needful.

To-----for P.H hearing of petition dated 26.09.2021 , injunction hearing and also hearing on the matter of Ad-voleram Court fees resulted from the amendment sought.

**Dictated & Corrected by me.**

Senior Asst. Judge, 2<sup>nd</sup> Court.

Patiya, Chattogram.

Senior Asst. Judge, 2<sup>nd</sup> Court,

Patiya, Chattogram