

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7187 of 2015

=====

Jyoti Kumar

.... Petitioner/s

Versus

Md. Sahid Jamil & Anr

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Dilip Kumar

For the Respondent/s : Mr.

=====

CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

2 01-04-2016 Heard the learned counsel, Mr. Dilip Kumar, for the
petitioner.

Perused the order dated 02.02.2015 passed by Munsif at
Biharsharif, Nalanda in Eviction Suit No.2 of 2013.

It appears that the Court below rejected the amendment
application recording a finding that in fact it is additional written
statement.

The said amendment application has been annexed as
Annexure '3' to this writ application. It appears from perusal of
the same that in fact it is additional written statement. However, it
has been leveled as an application for amendment under Order VI
Rule 17. It cannot be said that it is an amendment application.
There is no mention as to in which paragraphs, the amendment is
to be made or any other paragraph is to be added.

Therefore, the Court below has rejected the application for amendment, particularly when the evidence of the plaintiff has already been concluded.

Thus, I find no reason to interfere with the impugned order in supervisory jurisdiction. Accordingly, this writ application is dismissed.

(Mungeshwar Sahoo, J)

Sanjeev/-

U		T	
---	--	---	--