

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.527 of 2021**

Pratima Kumari wife of Chandeshwar Kumar Arya resident of Village-
Shitalpatti, Post Dhaka, P.S.- Chiraiya, District- East Champaran

... .. Petitioner

Versus

1. Kanita Devi wife of Pappu Kumar resident of Village- Khadua, Post and
P.S.- Kundwa Chainpur, District- East Champaran
2. Mukhiya, Gram Panchayat Raj Jatwalia, Block- Dhaka, District East
Champaran
3. Panchayat Secretary, Gram Panchayat Raj Jatwalia, Block- Dhaka, District
East Champaran
4. The State of Bihar through District Magistrate, East Champaran
5. District Programme Officer, Motihari, East Champaran.

... .. Respondents

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh
For the Respondent/s : Mr.Rishi Raj Sinha (Sc19)

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 18-05-2022 Learned counsel for the petitioner is directed to remove
all the defects pointed out by the Stamp Reporter within one month.

Heard learned counsel for the petitioner as well as learned
counsel for the respondent.

Vide impugned order the amendment petition filed by
respondents/plaintiffs under Order VI Rule 17 of the C.P.C. was
allowed.

Learned counsel for the petitioner has submitted that the
point of maintainability was raised before the court below.

The present petition has been filed stating that the
petitioner had forgone her job vide letter dated 14.08.2010 to which



the petitioner denies that she has sent that letter to Secretary Jatwaliya, East Champaran.

The respondents/plaintiffs has already pleaded about that letter in paragraph No. 5 of her plaint, only amendment has been sought for to amend the relief according to paragraph No. 5 of the plaint.

The learned trial Court has rightly allowed the petition at the cost of Rs. 1,000/-.

The pleading in respect of that letter was already there in the plaint and the relief portion was essential to be amended according to the pleadings.

With these observations, the civil miscellaneous petition is disposed of.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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