

In The High Court At Calcutta
Civil Revisional Jurisdiction
(Appellate Side)
C.O. 2482 of 2023

Ayub Nabi Dafadar
Vs.
Smt. Basanti Biswas & Ors.

Mr. Susenjit Banik,
Mr. Mrinal Saha ... For the petitioner.

The defendant in a suit for partition is the petitioner in the instant application under Article 227 of the Constitution of India, which is directed against the Order No. 80 dated June 15, 2023 passed by the Court of the learned Civil Judge (Senior Division) at Ranaghat, District – Nadia, in the said suit being Title Suit No. 63 of 2010.

The learned Trial Judge by the order impugned has dismissed an application under Order VI Rule 17 of the Code of Civil Procedure filed by the petitioner *inter alia* on the grounds that the trial of the suit has commenced.

In the application for amendment, there is no explanation as to why such amendment was not sought for before the commencement of such trial.

The order impugned does not call for any interference, C.O. 2482 of 2023 is therefore dismissed without any order as to costs.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Biswajit Basu, J.)