

In The Court of Sub Judge,Gogri
Present:-Samrendra Gandhi
Title Suit No.-21/15

<i>Date of order or Proceedigs</i>	<i>Order with the Signature of the Court</i>	<i>Office action taken with date</i>
22/01/21	<p style="text-align:center"><i>The plaintiffs and the defendants have filed their hazri through their Ld. Counsels which are accepted only for today.</i></p> <p style="text-align:center"><i>The instant suit is put up for order after hearing on the petition dated 18/01/2020 filed on behalf of the plaintiffs U/O 6 Rule 17 of C.P.C. The case record is put up for order.</i></p> <p style="text-align:center"><u>Order</u></p> <p><i>A petition has been filed on 18/01/2020 on behalf of the plaintiffs U/O 6 Rule 17 of C.P.C. submitting therein inter-alia that due to typing mistake in the above suit under the plaint schedule-II at page number-10 in the first line the date of registration of the sale deeds number-1460,1462 and 1463 is wrongly typed as date 8/9/2013 in place of date 8/3/2013 which needs to be amended by the court. It has been further submitted that however the sale deeds annexed with the plaint with L/D as well as in paragraph-6 in the last line of page number-5 and in relief paragraph 13(B) at page number-8 is correctly written as 08/03/2013. The above amendment is very formal in nature and therefore the nature of the suit is not being affected. It is, therefore, prayed to allow the petition of the plaintiff.</i></p> <p><i>The learned counsel on behalf of the defendants has submitted that he does not have to file the rejoinder to the above-mentioned petition.</i></p> <p><i>Heard the submission of the Learned Counsel on behalf of both the parties and perused the entire case record as well as the documents filed by the plaintiffs. From perusal of the same it appears that the amendment as sought for is formal in nature and it does not change the nature of the suit. From perusal of the C.C. of the sale deeds filed by the plaintiffs, it appears that the date of the registration of the sale deeds</i></p>	

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bearing number-1460,1462 and 1463 is 08-03-2013. Hence, the contention advanced by the learned counsel on behalf of the plaintiffs finds support with the C.C. of the sale deeds filed by them. Hence for just decision of the suit and to avoid the multiplicity of the suit, the proposed amendment as sought for in the amendment petition filed by the plaintiffs on 18/01/20 is hereby allowed. The plaintiffs are directed to amend the plaint within the stipulated period.

Put up on 18-03-2021 for amending the plaint accordingly.

(Samrendra Gandhi)
Sub Judge, Gogri
Date-22/01/21

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28/1/19

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