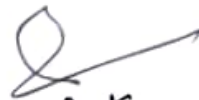


In The Court of Sub Judge.
Sonapur. at Saran.
F. D. 116/2018.

02/25. Pairam of Decree Holder Filed.
for hearing on petition dated
17/01/2024. Next date is 27/03/25.
for hearing.


S.J.

27/03/25. Pairam of D.H. Filed. Next date
is. 23/04/25 for hearing


S.J.

23/04/25. Pairam of D.H. Filed. Next date
is 17/05/25 for hearing


S.J.

17/05/25. Pairam of decree Holder is Filed.
Heard on petition dated 17/01/24
Filed under section 152, 153 & 151
of C.P.C. Petitioner decree holder
submitted that Ex parte judgement
was passed on dated 19/08/2023
and accordingly preliminary decree
was prepared on dated 23/08/23
28/08/23.
That after perusal of plaint and

F.D. 116/18

F.D.
18

Order -
17/05/25

and preliminary decree it transpires that area of some plots are mistakenly wrong typed and some of the plots are not mentioned in plaint and Preliminary decree. Heard and perused record. On perusal of record it transpires that in plaint in schedule-I khata No. 118 khasra No. 680 area of katta 14 dhur is mentioned. Accordingly preliminary decree was prepared in light of plaint. But petitioner decree holder filed this petition u/s. 151, 152 & 153 of C.P.C to amend in plain as well as in preliminary decree to amended area of Bigha 14 katta 16 dhur in place of ~~the~~ of katta 14 dhur land. That on perusal of ~~the~~ ^{the} plaint I find that khata No. 118 khasra No. 680 area of katta 14 dhur

Continue.

Dated -
7/05/25

is mentioned. Except this evidence petitioner has not given any evidence or any reason. On the other hand petitioner pray to add same plots in schedule-1 of plaint as well as in preliminary decree. Petitioner pray to add khata No. 118, khasra No 598, 676, 716, 756, 759, 765, 771, 774. in plaint and preliminary decree. But did not file any paper in support. That plots which are prayed to add in plaint and preliminary decree are not mentioned in khatiyam filed by plaintiff. In the present suit preliminary decree has been passed and the matter is at the stage of passing a final decree, the amendment is not permitted as it amount to alter the nature or scope of the original suit substantially. Considering above facts and circumstances petition is not fit to be allowed. Hence petition is rejected & dismissed.

Munish Kumar
17/05/25