

**21 CS 915/18**  
**ASHISH RAZDAN Vs. HEMA SAXENA**

**07.03.2024**

**At 12:39pm**

**Present:** Sh. B.L.N. Sanzi, Ld. proxy counsel for Sh. Ankit Monga, Ld. counsel for plaintiff along with plaintiff in person.  
Sh. Ayush Kumar, Ld. Counsel for the defendant no.1.  
None for the defendants no.2 and 5 (**Right to file WS were closed on 10.07.2019 and were proceeded exparte vide order dated 08.12.2022**).  
None for the defendants no.3 and 4 (**Already exparte vide order dated 08.12.2022**).

An application under Order VI Rule 17 r/w Section 151 CPC was filed by the plaintiff on the LDOH for amending the valuation paragraph i.e. para no.19 of the original plaint. Copy already been supplied.

Ld. Counsel for the defendant no.1, on instructions submits that defendant no.1 has no objection, if the present application be allowed subject to cost.

File perused.

Plaintiff by way of amendment wants to amend the para no.19 of the suit of the plaint. By way of proposed amendment the plaintiff wants to value the present suit at the amount of Rs.68 lakhs instead of Rs.21 lakhs which was earlier mentioned as valuation of the suit.

In view of the contentions made in the application, submissions given by the Ld. counsel for the plaintiff, no objection given by Ld. Counsel for the defendant no.1, considering the fact that present suit is still at initial stage, issues

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are yet to be framed and proposed amendment shall not change the nature of suit, the application under Order VI Rule 17 r/w Section 151 CPC is stand allowed subject to cost of Rs.2,000/- which is to be deposited in the account of Bar Council of Delhi Indigent & Disabled Lawyers (Account bearing no.010104000183451 maintained with IDBI Bank, Sirifort Branch, New Delhi) on or before the NDOH.

**Application under Order VI Rule 17 r/w Section 151 CPC is accordingly disposed off.**

Plaintiff is directed to file amended plaint along with deficit court fees within 15 days from today with an advance copy to each side.

Defendant no.1 is at liberty to file WS of the amended plaint, if required.

Plaintiff and defendant no.1 are directed to file the affidavits of admission and denial of documents within 30 days from today with the advance copy to other side.

Parties are directed to produce original documents and file the proposed issues on the NDOH.

Put up for completion of pleadings, admission and denial of documents, framing of issues and arguments on the application under Order VII Rule 11 CPC on **03.05.2024**.

(Deepanker Mohan)  
Additional District Judge-04  
Shahdara District/KKD Courts/Delhi  
07.03.2024