

29 CS DJ 12/19 PRABHA AGGARWAL AND ORS Vs. DOLLY
GOEL

13.08.2026

Present: Ms. Rashmi Singhal and Ms. Ratna Aggarwal, Ld.
Counsel for plaintiff
Sh. Parmod Aggarwal, Ld. Counsel for defendant
(through VC).

1. An application u/o 6 rule 17 is filed by the plaintiff seeking amendment in the prayer clause.
2. Opposed by the Ld. Counsel for defendant on the ground that if the prayer clause is amended. It will change the nature of the suit. Pertinently in prayer no.A of the prayer clause a prayer of the possession is made by the plaintiff. Further, the plaintiff is also pray a recovery of Rs.20,00,000/- alongwith 12 % interest.
3. Heard. Considered.
4. On examination of the prayer it is correct that prayer of possession is made by the plaintiff but on further examination of the plaint suit is filed for recovery of Rs.21,00,000/ along with interest of Rs.2,00,000/-.
5. Thus, I am of the humble opinion that if the present application is allowed no prejudice will be cause to any party, accordingly application stands allowed, subject to cost of Rs.2,500/- to be paid to defendant.
6. Application u/o 16 Rule 1 A CPC is pending consideration for summoning of witnesses at serial no. 5.
7. Heard. Considered.
8. Keeping in view the nature of the suit I am of the humble view that application be allowed only to the extent on the summoning of witness at serial no. 5.
9. Accordingly, witness at serial no. 5 be summoned on filing of PF within seven days.
10. Put up on **08.12.2026**

(Akbar Siddique)
DJ-04, North, Rohini Courts,
Delhi/13.08.2026