

07.08.2025

Present : Sh. Yamin Ali Ld. Counsel for plaintiff.
Sh. Ajay Raj Sharma Ld. Proxy counsel for Ms. Ritu Gupta Ld. Counsel for D1.
None for D2 (**since expired**).

Today, matter is listed for arguments on application u/o 6 R 17 CPC filed by plaintiff.

Ld. Proxy counsel for D1, on instructions, submits that D1 has no objection to the aforesaid application and the same may be allowed, without prejudice to his rights and contentions.

Submissions heard. Record perused.

By virtue of the aforesaid application, plaintiff has sought amendment in plaint by way of insertion and substituting the word **“1/4th share (each)”** for **“1/5th share (each)”** in the entire plaint including **prayer clause**. By way of which total share of all three plaintiffs comes to **3/4th** in place of **3/5th**, as mentioned in the application.

Submissions heard. Record perused.

The present suit is filed for partition, declaration, possession and permanent injunction.

Perusal of the amendments, sought by way of this application, makes it clear that the same are formal in nature. Also, the suit is at initial stage and the issues are yet to be framed. Thus, no prejudice is going to be caused to anyone in case the present application is allowed.

Therefore, in the light of above submissions as well as for reasons mentioned in the application, the application u/o 6 R 17 r/w S. 151 CPC stands disposed of as allowed.

Amended plaint be filed within stipulated period with advance copy to the opposite party. Upon receipt, amended WS, if any, be filed within stipulated period, with advance copy to the opposite party.

Matter be listed for further proceedings on 20.11.2025.

(Gaurav)
District Judge-01/ SHD
KKD/Delhi/07.08.2025_(ch)