

KABG500001092022



Presented on : 25-01-2022
Registered on : 27-01-2022
Decided on : --
Duration :

**IN THE COURT OF
PRL SENIOR CIVIL JUDGE GOKAK AT GOKAK,BELAGAVI
Presided Over by Sri. Umesh S. Atnure**

O.S./75/2022

Exhibit No.:

Plaintiff:

Laxman S/o Kallappa Pujeri

Age: 48

Occupation :

Address: R/o.Beeranagaddi, Tq.Gokak

2: Mutteppa S/o Kallappa Pujeri

Age:

Occupation :

R/o.Beeranagaddi

Tq.Gokak

3: Rukmavva W/o Kallappa Pujeri

Age:

Occupation :

R/o.Beeranagaddi

Tq.Goka

VERSUS

Defendent:

Gurusidda S/o Kallappa Pujeri

Age: 27

Occupation :

Address: R/o.Beeranagaddi, Tq.Gokak

2:Kallappa S/o Dundappa Pujeri

Age: 42
Occupation :
R/o.Beeranagaddi
Tq.Gokak

3:Balappa S/o Channabasappa Telagade
Age: 46
Occupation :
R/o.Beeranagaddi
Tq.Goka

Advocate for Plaintiff: SHIDDHESHWAR SIDDAPPA NIDAGUNDI
Advocate for Defendent: appearing for Gurusidda S/o Kallappa Pujeri:
Advocate ,

appearing for 2,

3 respectively.

ORDER ON IA NO.V & VI

The plaintiff filed present application U/O VI Rule 17 R/w Sec 151 of CPC and also filed another application U/O VII Rule 14 R/w Sec 151 of CPC at IA No.5 and 6 praying to permit the plaintiff to amend the plaint as per proposed amendment and permit the plaintiff to produce the documents.

Defendant counsel filed objections to these applications.

Heard both sides. Perused the application and records.

This is a suit for partition and separate possession and the plaintiff contended that due to oversight at the time of filing the suit the properties shown in this application are not inserted in the plaint and same is not intentional one.

As this is a suit for partition and separate possession inclusion of all the family properties in this suit is necessary. If, the plaintiff is permitted to amend the plaint it will not change the cause of action or nature of suit. The proposed amendment is just and necessary for adjudication of the rights of the parties. Hence, plaintiff is to be permitted to amend the plaint.

Further, the plaintiff is intending to produce the documents pertaining to the properties which are stated in IA No.6. The documents which the plaintiff is intended are the documents of the suit properties. Hence, it is just and necessary to permit the plaintiff to produce the documents. Hence, I proceed to pass the following;

ORDER

The application filed by the plaintiff
U/O VI Rule 17 R/w Sec 151 of CPC and
also filed another application U/O VII
Rule 14 R/w Sec 151 of CPC at IA No.5
and 6 are hereby allowed.

Plaintiff is directed to carryout necessary amendment to the plaint and furnish the amended plaint on the next date of hearing.

Plaintiff is permitted to produce the documents annexed to IA No.6.

Call on for furnishing the amended plaint by 31.07.2024.

Sd/-
(Sri. Umesh S. Atnure)
PRL SENIOR CIVIL JUDGE GOKAK
GOKAK, BELAGAVI

Date : 12.07.2024

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