

OS.21/2023

The plaintiffs have filed IA.No.2 U.O 6 Rule 17 of CPC and prays to amend the plaint. Per contra the defendants submits that, the application may be allowed with cost.

Heard. In support the application the plaintiff No.3 filed affidavit and stated that, due to typographical mistake it is typed as wife of as instead of son of.

Order 6 Rule 17 of CPC empowered the court to permit the parties to amend their pleading. It is established principle that the amendment application has to be liberally dealt with and whenever it is made out that amendment is necessary to elucidate the matter in dispute and to avoid the multiplicity of the proceedings then such application has to be allowed.

The plaintiffs filed suit against the defendants for partition and separate possession. Hence, it is fit

to allow the application. Accordingly
I proceed to pass the following:

ORDER

IA No.2 filed by the plaintiffs
is hereby allowed on cost of Rs.100/-

For amendment kept by.

Sr. Civil Judge & JMFC,
Hiriyur.

