

**ORDERS ON I.A. No.14 FILED BY THE  
PLAINTIFFS U/O. VI R. 17 OF C.P.C**

The plaintiffs have filed this application U/O. VI rule 17 of CPC and pray the Court to permit them to amend their plaint so as to mention correct ranking of defendant 15 to 17 in the cause title of the original plaint at page No.3, Sl.No.17 at line No.3, by deleting the words “Defendant No.9 to 11”.

2. In spite of granting sufficient time, the defendants did not file their objections to this application and hence, their objections to this application is taken as not filed.

3. I have heard Sri. G.K.M Advocate on this application.

4. The plaintiffs have filed this suit against the defendants seeking the relief of declaration that, themselves and defendant No.1 to 10 are the joint owners in possession and enjoyment of 'A' and 'B' schedule properties and for permanent injunction restraining the defendant No.11 to 17 from interfering with their peaceful possession and enjoyment of the suit schedule properties.

5. Now the case stands posted for further chief examination of PW.1. In this case, there are 17 defendants. In the cause title at Sl.No.17 after 3 lines it is mentioned that the defendant No.9 to 11 are the residents of Kandaya Giri Nagara. According to the plaintiffs the word of “defendant No.9 to 11” is wrongly mentioned at Sl.No.17 instead of defendant No.15 to 17.

6. By way of ammendment, the plaintiffs intend to delete defendant No.9 to 11 from Sl.No.17 of the cause title of the plaint and insert defendant No.15 to 17. The proposed ammendment is sought just to rectify the rankings of the defendant No.15 to 17 at 3<sup>rd</sup> line of Sl.No.17 of defendant's address.

7. The proposed ammendment will not take away the defense or admissions. Likewise, the proposed ammendment will not introduce any new facts. The proposed ammendment is necessary to serve summons to the defendants. It is necessary to mention the correct rankings of the parties in the cause title of the plaint. Therefore, the proposed

amendment is necessary. By considering all these aspects I proceed to pass the following:

**ORDER**

I.A No.14 filed by the plaintiffs U/O. VI R.17 of CPC is hereby allowed.

The plaintiffs are permitted to carryout amendment as sought in the application.

To carry out amendment and to file amended plaint. Call on 24.02.2022.

Senior Civil Judge & JMFC  
Hiriyur