

IN THE COURT OF IV ADDL. SENIOR CIVIL JUDGE
AND J.M.F.C., DHARWAD.

PRESENT: SRI.ANAND S KARIYAMMANAVAR

B.A., LL.B(Hon's)

IV Addl. Senior Civil Judge
& J.M.F.C., Dharwad.

OS No.454/2023

Dated : 14th day of January 2026

Plaintiff/s : Smt.Poornima S.Naidu.

V/s.

Defendant/s: Bhimappa P.Kalabhavi and others.

PARTIES TO IA NO.II

Applicant/s : Smt.Poornima S.Naidu.

V/s.

Opponent/s: Bhimappa P.Kalabhavi and others.

ORDER ON IA No.II

The counsel for plaintiffs filed this application under Order 6 Rule 17 thereby sought to amend the plaint by inserting and deleting certain words as sought in the application.

2. Further the plaintiff filed her affidavits in support of this application and submitted that, she has filed suit against

defendants for the relief of specific performance and by oversight there are some mistakes in respect of date and amount in plaint were occurred. The said mistakes are neither intentional nor deliberate, thereby sought to permit her to amend the plaint.

3. On the contrary, the defendants have not filed any objection to this application.

4. Heard the counsel for plaintiff and perused the material available on record.

5. Now the following points arise for my consideration.

1.	Whether the application filed by the plaintiff deserves to be allowed ?
2.	What order ?

6. My answers to the above points are as under.

Point No.1 : In Affirmative.

**Point No.2: As per the final order,
for the following:**

REASONS

7. **Point No.1:-** The plaintiff instituted this suit against the defendants for the relief of specific performance and such other reliefs. Due to oversight, some mistakes in respect of

date and amount were occurred in the plaint. On careful going through the proposed amendment, same will not change the nature of the suit and the cause of action and amendment sought before settlement of issues. Therefore, proper adjudication of the case, if plaintiff is permitted to amend the plaint then no hardship or injustice will be caused to other side. Hence, for the above stated reasons, I have answered **point No.1 "In Affirmative"**.

8. **Point No.2:-** For the reasons stated while discussing **point No.1**, I proceed to pass the following:-

ORDER

***IA No.II filed by the plaintiff under
Order 6 Rule 17 is hereby allowed.***

***To carry out amendment and file
amended plaint, by 04.02.2026.***

*(Dictated to stenographer, typed by her, corrected and then pronounced by me
in the open court on 14th day of January 2026)*

(Anand S Kariyammanavar)

IV Addl. Senior Civil Judge,
& J.M.F.C., DHARWAD.

For order
14-01-2026

(Order pronounced in the open Court vide separate order)

ORDER

***IA No.II filed by the plaintiff under
Order 6 Rule 17 is hereby allowed.***

***To carry out amendment and file
amended plaint, by 04.02.2026.***

(Anand S Kariyammanavar)
IV Addl. Senior Civil Judge,
& J.M.F.C., DHARWAD.