

ORDER ON IA NO-4 FILED UNDERORDER 6 RULE 17 OF CPC.

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| 1. | Provision under which the application is filed | Order 6 rule 17 of CPC. |
| 2. | Relief sought for | Amendment of plaint. |
| 3. | The date on which the application is filed | 07-01-2026 |
| 4. | Number of the application | I.A.No-4 |
| 5. | The date on which the objections are filed by different opponents | 28-01-2026 |
| 6. | The date on which the orders were passed on the said application | 10-02-2026 |

The plaintiff has filed the present application for amendment of the plaint.

2. The plaintiff has contended that, the plaintiff has filed the present suit for the relief of partition and separate possession against the defendants. Due to oversight the plaintiff has not mentioned the boundaries of the suit

property in the plaint. The plaintiff recently noticed about the said aspect. The insertion of boundaries of the suit property will not cause any loss to the defendants. The insertion of the boundaries of the suit property will not change the nature of the suit and cause of action. On the said material grounds the plaintiff has prayed for allowing the present application.

3. The defendants have filed objections to the present application by denying the grounds of the application. The defendants have contended that, the plaintiff without any right has filed the present suit. The plaintiff in order to harass the defendants has filed the present suit and the present application. The plaintiff has filed the present application at the belated stage after laps of one and half year from the date filing the suit. On the said material grounds the defendants have prayed for rejection of the present application.

4. Heard the arguments.

5. Perused the records, the plaintiff has filed the present suit for the relief of partition and separate possession with respect to the suit property. The suit property is an agricultural land bearing survey No-56/2 measuring 4 acre 8 gunta of land. The plaintiff by way of the amendment intended to insert the boundaries of the suit property. Hence considering the nature of the amendment and nature of the suit and nature of the suit property I am of the opinion that, in order to provide an opportunity to the plaintiff to put forth his case on merits the present application is required to be allowed.

Hence IA No-4 filed by the plaintiff is hereby allowed.

For amendment and amended plaint and further chief of
PW-1.

By

Senior Civil Judge and JMFC,

Afzalpur.