

Learned counsel for petitioner and respondents are present.

Learned counsel for the petitioner submits that the IA-II may be allowed.

Heard learned counsel for the respondent No.2 on IA-II.

For orders on IA-II.

Prl. Judge,
Court of SC., & MACT., Mysuru.

ORDERS ON IA NO. I UNDER ORDER VI RULE 17 OF C.P.C.

The application under consideration is filed by the respondent No.2 under Order VI Rule 17 of C.P.C. seeking permission to amend the objections to main petition filed by respondent No.2 to include additional pleas which came to the knowledge of the respondent No.2 recently.

2. Perusal of the application reveals that the amendment sought aims to include additional plea that the rider of the motorcycle and the driver of the car did not possess a DL at the time of accident and it is contended that the said fact came to the knowledge of the respondent No.2 recently. This goes to show that the proposed amendment aims at taking additional pleas which are not inconsistent with the plea already taken by the respondent No.2 and which does not tantamount to taking away any admissions. Hence the following:

ORDER

IA No. II under Order VI Rule 17 of C.P.C. filed by the respondent No.2 is hereby allowed as prayed for.

Consequently, the respondent No.2 is permitted to carryout the amendment as sought in the application.

The respondent No.2 shall carryout the amendment within 14 days from the date of this order as provided for under Order VI Rule 18 of C.P.C. and also file the amended objections to main petition filed by respondent No.2 in compliance under Order VI Rule 15 of C.P.C. (Karnataka amendment)."

Sd/-
Prl. Judge,
Court of SC., & MACT., Mysuru.