

### **Order on I.A.No.XVI**

The present application I.A.No.XVI is filed by the plaintiff U/O 6 Rule 17 of CPC praying for an order to permit the plaintiff to carryout amendment to the plaint as stated in the application.

2. The said application is supported by the affidavit of the plaintiff and it is sworn that when the plaintiff filed suit against defendant, due to oversight in relief column of the plaint, some of the words have been wrongly mentioned and rectification of the same is necessary. Hence prayed to allow the application.

3. The counsel for defendant has filed objection to the application and it is stated that the present case is adjourned for arguments and in order to drag the proceedings, the plaintiff has filed present application. Hence prayed to dismiss the same.

4. Heard the arguments of counsel for both parties.

5. The plaintiff has filed present application for amendment in the relief column of the plaint by deleting the relief of mandatory injunction as well as other formal amendment in the relief column of the plaint. The present application is filed when the case adjourned for arguments. If the proposed amendment is taken into consideration, the same would not change the nature of suit or it will create any new cause of action. By considering the reasons stated in the application, the plaintiff should be permitted to carryout the proposed amendment. Hence this court proceeds to pass the following:

**ORDER**

**The application I.A.No.XVI  
filed U/O 6 Rule 17 of CPC**

**filed by the plaintiff is  
hereby allowed.**

**The plaintiff is hereby  
permitted to carryout the  
amendment as stated in the  
application.**

**For amendment and  
amended plaint.**

**Call on: 01.02.2025.**

**(Sandesh Prabhu. B)  
Senior Civil Judge & J.M.F.C  
H.D.Kote**