

O.S.96/2019

ORDER ON I.A. DATED 25.01.2023

The plaintiff has filed the application under Order VI Rule 17 r/w Section 151 C.P.C. to delete paragraph No.3 and to add certain paragraphs as detailed in the application, when the case was posted for plaintiff's evidence.

2. Defendants have not filed statement of objections.

3. Heard.

4. The suit is for the relief of declaration that the sale agreement dated 17.11.2018 is illegal and for mandatory injunction. In the plaint the original paragraph No.3 is in respect of entering of agreement to sell between the plaintiff and the 1st defendant for certain consideration. By deleting the said paragraph the plaintiff wishes to add some more paragraphs which in detail explain the process of the sale agreement entered into between the plaintiff and the defendant No.1. The proposed amendment does not change the nature of the suit and cause of action for the suit. Moreover, the defendants have not filed statement of objections and the proposed amendment

will not cause hardship to the defendants. Therefore, for proper adjudication of the suit it is necessary to permit the plaintiff to amend the plaint as sought for by her. Hence, the following:

ORDER

I.A. dated 25.01.2023 filed under Order VI Rule 17 r/w Section 151 of C.P.C. by the plaintiff is allowed.

Plaintiff is permitted to carry out amendment. For amendment of plaint and to furnish amended plaint by

Senior Civil Judge, Nanjangud.
23.05.2023.