

**OS. No. 163-2014 (Order on IA No. 4 )**

The plaintiff has filed this application under Order 6 Rule 17 read with section 151 of CPC seeking for amending the plaint to include a paragraph after the 1<sup>st</sup> para with respect to inclusion of the name of the first wife of Revanna the father of the plaintiff.

In the accompanying affidavit, the plaintiff submits that due to oversight the fact mentioned in the application was not included and hence prays for allowing the application.

The defendants have filed objections.

Heard both sides and perused the materials on record.

The plaintiff has filed the suit for partition and during the stage of plaintiff's evidence the plaintiff has come up with this application. But considering that the evidences of the parties have not yet commenced and as the suit is filed for partition, all the parties and points in controversy can be determined once and for all, if the amendment is allowed.

Therefore considering the above points, the IA No. 4 is allowed. The plaintiff is directed to amend the plaint and furnish amended plaint copy.

**Senior Civil Judge and JMFC  
Magadi**