

**ADDITIONAL DISTRICT AND SESSIONS JUDGE,  
VIJAYANAGARA DISTRICT, HOSAPETE.**

**Misc. 5056/2025**

Heard Sri. H.B.R.K. Advocate on the main petition u/Sec. 152 of CPC.

The grievance of the petitioners is that the petitioners filed appeal in MA No. 5044/2014; that this Court passed common judgment in MA Nos. 5040, 5042, 5043 and 5044/2014 on 21.01.2016; that while passing the award, the office of this Court has mentioned the name of the appellant of MA No. 5043/2014 instead of mentioning the names of the appellants in MA No. 5044/2014.

Perused the common judgment. Perused the impugned award. It is true that in the award the name of the appellant of MA No. 5043/2014 is mentioned; and the names of the appellants in MA No. 5044/2014 are mentioned.

It is well settled law that the act of the Court should not prejudicially affect the parties. Applying the said principle to the case on hand, it is held that since the said mistake is committed by the office of this Court, the petitioner can not be expected to suffer the consequences of such defect. Hence, petition u/Sec. 152 of CPC is allowed and the office is directed to amend the

cause title in the award in MA No. 5044/2014 dated 21.01.2016 and to mention the names of the appellants in the cause title in the award MA No. 5044/2014. Accordingly, the petition stands disposed off.

Sd/-  
**Additional District and Sessions Judge,  
Vijayanagara District, Hosapete.**