

IN THE COURT OF THE MUNSIFF, HARIPAD.
Present: Smt. Maneesha K Bhadran, Munsiff
Monday , 10th November, 2025/19th Karthika,1947

IA. No 08.2025 in OS. No.268/2020

Filed on 04.11.2025

Petitioner/ Defendants

Bindhu.S, aged 49 years,
W/o Shynu,Manivelil Veetil,
Arattupuzha Muriyil,
Arattupuzha Village

By Adv.K.Renjith

Respondents/Plaintiffs

1. Anandavally, aged 70 years,
W/o M. Jayanandan, Jaya Bhavanam,
Arattupuzha North, Arattupuzha Village.
2. Jijimol, aged 49 years,
D/o M.Jayanandan, JayabBhavanam,
Arattupuzha North, Arattupuzha Village.
3. Jijo, aged 46 years,
S/o M. Jayanandan,Jaya Bhavanam,
Arattupuzha North, Arattupuzha Village.

By Adv. U. Chandra Babu

This petition having been finally heard on 04.11.2025 and the court
on 10.11.2025 passed the following:-

ORDER

Petition filed by plaintiff seeking amendment of the plaint under
Order VI Rule 17 of the Code of Civil Procedure.

2. **Petition averments in brief are as follows:-** Suit is for realization of money. While drafting the plaint, due to a clerical mistake, the date of issuance of cheque is mentioned as 28.09.2019 in the cause of action instead of 28.11.2029. Hence the petition.

3. Respondents stiffly opposed the above petition contending that it is without any bonafides and is filed to protract the matter.

4. The point that arises for consideration is;
Whether the petition is allowable?

5. **The Point** :- Suit is for realization of money. Suit was listed for trial and PW1 was examined and Ext.A1 was marked from the side of plaintiff. Plaintiff now seeks to incorporate amendment with respect to the date of cause of action. Learned counsel for defendants vehemently opposed the above petition contending that the same cannot be entertained at this fag end of trial.

6. Having heard both sides and perused the objection, I find force in the contention of the defence. There is absolutely nothing on record to reach into a conclusion that in spite of due diligence, plaintiff could not have raised the matter before the commencement of trial. Accordingly I find no merit in the petition.

In the result, the petition is dismissed. No order as to costs.

Dictated to the Confdl. Asst., typed by her, corrected and pronounced by me in open court on this the 10th day of November, 2025.

Sd/-

Maneesha K Bhadran
Munsiff

APPENDIX. NIL

Id/-
Munsiff