



**ORDER BELOW EXH.66 IN R.C.S. NO.19/2021.**

1. The present application is moved by the defendant No.4 under O 6 R 17 of C.P.C. for the amendment in the W.S.
2. It is contended that, on 23/02/2021 defendant No.4 filed his written statement. It is contended that as per sale deed executed in favour of defendant No.1 to 4, the 6 R of land is in possession of defendant No.4. It is contended that plaintiffs have no concern with the said 6 R of land. Defendant No.4 wants to insert said pleading in his written statement. It is contended that said amendment is not disputed. It is prayed that application be allowed.
3. Plaintiffs have filed their say and denied all the adverse contentions in the application. It is contended that the matter is pending for cross examination of P.W. No.2. It is contended that the proposed amendment is vague in nature. It is contended that, only to prolong the matter the present application has been filed. It is prayed that application be rejected.
4. Heard both the sides.
5. The proposed amendment is in respect of possession of defendant No.4 to the extent of 6 R of land, as per sale deed executed in favour of defendant No.1 to 4. As such the proposed amendment is not disputed. Due to the proposed amendment the nature of suit is not changed, no prejudice would be caused to plaintiffs. Defendants have every opportunity to carry out the said amendment at the early stage of the suit. Defendants have not given probable explanation for alleged delay. As such in the interest of justice application is deserved.

to be allowed by imposing costs. Hence, in the interest of justice, I proceed to pass the following order.:-

**ORDER**

1. The application Exh.66 is hereby allowed subject to costs of Rs.500/-.
2. Defendant No.4 is hereby directed to carry out the proposed amendment on or before 04/02/2026.
3. Defendant No.4 is hereby directed to submit the copy of amended W.S.

(Dictated and pronounced in open Court.)

Date : 06/01/2026  
Place : Newasa

**(S.N. Bhosle)**  
Civil Judge, Senior Division,  
Newasa