

ORDER BELOW EXH.25 IN Reg.C.S. NO.457/2022

1] The present application is moved by plaintiff under Order VI Rule 17 of the Civil Procedure Code for the amendment in the plaint.

2] It is contended that during the pendency of suit, on 11/10/2023 defendant No.13 sold out the suit property in Gat No.158/1 admeasuring 31 R of land of village Ghondegaon, Tal-Newasa, Dist- Ahmednagar to defendant No.11. It is contended that the said sale deed is not binding upon the plaintiff. It is contended that, the said transaction plaintiff want to amend the plaint as well as prayer clause. It is prayed that application be allowed.

3] Defendants have filed their say at Exh.No.27 and denied all the adverse contentions in the plaint. It is contended that only to prolong the suit the plaintiff has filed the present application. It is prayed that application be rejected.

4] Heard both the side.

5] The application is supported with affidavit of Mandabai Hajare. The affidavit shows that during the pendency of suit defendant No.13 sold out the 31 R of land in land Gat No.158/1 to defendant No.11. It is seen that the plaintiff want to amend the plaint in respect of subsequent things, which are occurred during the pendency of suit. Due to the aforesaid amendment, the nature of suit is not changed. No prejudice would be caused to defendants. However, defendants have every opportunity to file their reply if, any in respect of the proposed amendment. Hence, in the interest of justice, I proceed to pass the following order.

[2]

ORDER

- 1] The application Exh.25 is hereby allowed.
- 2] The plaintiff is directed to carryout the proposed amendment in the plaint on or before 15/12/2025.
- 3] The plaintiff is hereby directed to submit the copy of amended plaint.
- 4] Parties to bear their respective costs.

(Dictated and pronounced in open Court.)

Date :14/11/2025.

(S.N.Bhosle)
Civil Judge, S.D., Newasa.