

**ORDER BELOW EXH.01 IN R.C.S. NO. 103/2017**

Perused record and proceeding. On perusal, it appears that my Learned Predecessor has framed issues at Exh.19. On careful reading of the said issues, it is evident that issue No.01 has been framed as “वादीने हे सिध्द केले आहे की, तो दावा मिळकतीचा आहे?”

However, the aforesaid first issue is silent one the specific question as to whether the plaintiff is in fact the owner of the suit property? This omission appears to be due to typographical error and the issue as framed does not properly address the real controversy between the parties. If the said issue is not corrected and amended, it would adversely affect the determination of the suit and it would be difficult to adjudicate real dispute between the parties. Therefore, at this juncture it is necessary to correct and amend issue No.01 for the purpose of resolving real controversy involved in the suit. If the issue No.01 as mentioned above is amended as proposed, no prejudice will be cost to either party to the suit. On the contrary in order to decide the suit on merits it is necessary and proper to amend issue No.01 framed at Exh.19 and following issue is framed:-

“वादीने हे सिध्द केले आहे काय की, तो दावा मिळकतीचा मालक आहे?”

Date:- 09/03/2026.  
Place:- Jamkhed.

**Sd/-**  
**(Anushri B. Phand)**  
Jt. Civil Judge Junior Division,  
Jamkhed.