



RCS No. 115/2023
Shivdas Kashinath Vs.
Ramesh Dnyandeo
MHAK060018992023

ORDER
(Below Exh. 24)
(Passed on 23rd January, 2026)

This is an application by plaintiff under Order VI Rule 17 of the Code of Civil Procedure, 1908 (*for short 'CPC'*) to carry out amendment in the plaint.

2. It is submitted on behalf of plaintiff that due to typographical mistake, the date of sale deed dated 18.05.2017 filed in the suit is mentioned as 17.05.2017 in the plaint. Hence, it is prayed that plaintiff be permitted to amend the date of the sale deed mentioned in the suit.

3. Per contra, Ld. Advocate for the defendant filed Say overleaf the application stating that earlier plaintiff has carried out one amendment in the plaint. Now he is again applying for amendment in the plaint with regard to date of the sale deed. Hence, it is prayed to impose costs to curtail the practice.

4. Heard both the sides at length. Perused the application, Say and documents on record. Considered the submissions.

5. Perusal of record reveals that the plaintiff has relied upon sale deed dated 18.05.2017 in order to substantiate his claim. Perusal of the sale deed reflects that it is pertaining to the date 18.05.2017 and its date mentioned in the plain as 17.05.2017. In order to avoid

technical failure, the proposed amendment is necessary as it appears to be typographical mistake. Hence, the application is required to be allowed. Undoubtedly, this is second amendment application. The plaintiff earlier had applied for amendment below Exh.22. At that time, the plaintiff had opportunity to pray to get his plaint amended in regard to date of the subject sale deed. However, he did not apply so. Therefore, the application deserves to be allowed with costs as it contributed delay to the proceeding. Hence, I pass the following order ;

ORDER

1. The application (Exh. 24) is allowed subject to cost of Rs. 500/- payable to the defendant.
2. The plaintiff shall carry out the proposed amendment in the plaint within 7 days from the date of this order and shall file amended copy of the plaint immediately thereafter.

Sd/-

Date : 23.01.2026

(A. A. Mali)

Place : Akot.

2nd Jt Civil Judge (Jr.Dn),
Akot, Dist. Akola.

**RCS No. 115/2023
Order/Exh. 24**

CERTIFICATE

I affirm that the contents of this P.D.F file Order are same word to word as per the original order.

Name of Stenographer	:	P. N. DURATKAR
Court Name	:	2 nd Jt Civil Judge (Jr.Dn.) & JMFC, Akot, Tq. Akot, Dist. Akola
Date of decision	:	23/01/2026.
Order Signed by P.O on	:	23/01/2026.
Order Uploaded on	:	27/01/2026.