



**ORDER BELOW EXH.44 IN R.C.S. NO. 69 OF 2015**

(Parveen Vs. MCA)

1. Plaintiff has filed this application for addition of party and for amendment of plaint.
2. Plaintiff has submitted that she has filed this suit for perpetual injunction. However, defendant has illegally demolished suit property after filing of this suit. Proposed plaintiff is owner of remaining open space. Hence, he is necessary party to this suit. Therefore, he be added as plaintiff no.2 in this suit. Defendant is also trying to make construction of road from open space. Hence, it is necessary to amend the present plaint.
3. Defendant has given hand written say. Defendant has submitted that plaintiff is trying to prolong the proceeding. Hence, this application is liable to be rejected with costs.
4. I heard Ld. counsel for the parties.
5. I perused this application and say submitted. I perused record of this case. At present this case is kept for evidence. This amendment is arising out of subsequent event. This amendment is necessary for fair disposal of this suit and to avoid multiplicity of proceeding. However, this application is filed at belated stage. Therefore, I consider that this application can be allowed subject to payment of costs. Therefore, I pass this order.

**ORDER**

- 1) This application is hereby allowed subject to costs of Rs.2,000/- (Rs. Two Thousand Only) to be deposited in the office of this Court payable to the municipal corporation.

2) Plaintiff to incorporate this amendment on or before next date.

Date : 23/11/2021

Sd/-  
(Smt. S. N. Morwale)  
Civil Judge (Senior Division)  
(MCA Court) Aurangabad.

**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 the Stenographer                    | : Manjushri S. Salve.                      |
| Court                                       | : C.J.S.D. (Corporation Court), Aurangabad |
| Date                                        | : 23-11-2021                               |
| Order signed by the<br>presiding officer on | : 23-11-2021                               |
| Order uploaded on                           | : 23-11-2021                               |