

MHGA010003332016



**IN THE COURT OF PRINCIPAL DISTRICT JUDGE, GADCHIROLI**  
**(Presided over by Shri V. R. Joshi)**

**Regular Civil Appeal No.28 of 2016**

**Smt. Sitadevi Harivansha Bhattad**

**-Versus-**

**Shevantabai w/o Kachru Khobragade + 04**

**Order Below (Exh.36)**

**(Passed on 19<sup>th</sup> day of July, 2025)**

The appellant (original defendant) moved the application (Exh.31) for condonation of delay in applying for setting aside abatement and bringing on record legal representatives of deceased respondent nos. 1 & 3. The said application suffers from certain mistakes regarding dates, respondent numbers and also title of the appeal. Instead of present appeal number, the “Regular Civil Suit number” is written, dates of certain events are wrongly mentioned, respondent numbers are wrongly typed.

2. This fact was noticed during the argument on Exh.31 when the advocate for the respondents highlighted those aspects. Therefore, appellant has filed this application (Exh.36) to amend earlier application to remove the defects.

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3. Heard Shri Dhodare, learned advocate for the appellant and Shri Gadpayale, learned advocate for the respondent nos.2, 4 & 5. Perused the reply filed by the above respondents at Exh.37. It is submission of the respondents that the appellant is trying to fill up the lacunae, deliberately false and misleading facts were stated in the application (Exh.31). The learned advocate for the respondents opposed the amendment application.

4. Having considered the submissions of both the sides, it appears that the proposed amendment is formal in nature just to remove inadvertent typing mistakes. There is no basis to submit that those mistakes in the application (Exh.31) are deliberate and with a view to mislead the court. The proposed amendment deserves to be allowed. Hence, following order.

**ORDER**

1. Application (Exh.36) is allowed.
2. The appellant to carry out the necessary amendment in the application Exh.36 on or before the next date.

Date: 19-07-2025

(V. R. Joshi)  
Principal District Judge,  
Gadchiroli