

MHGO040001902015

RCS No. 11/2015

Gulab Jaysingh Dudhbarve

Vs.

Dhulsingh Lataru Dudhbaraiya and Ors.

**ORDER BELOW EXH. 76**

This is an application filed by the plaintiff under Order VI Rule 17 of the Code of Civil Procedure. Plaintiff contended that, defendant no. 7 is dead and all her legal representatives are already on record. Therefore, before the name of defendant no. 7, it is necessary to write the word dead. So also it is necessary to mention that defendant no. 1 to 6 are the Class-II legal heirs and legal representatives of deceased defendant no. 7. Hence, prayed for permission for amendment.

2. The defendants have filed their say and contended that, application is not filed within limitation. The present application is not tenable. Hence, prayed to reject the application.

3. Read the application and say. Perused the record, it appears that defendant no. 7 is dead. The plaintiff wants to add the word dead against the name of defendant no. 7 and also wants to mention the fact relating her legal representatives. The said amendment is seen to be technical in nature and it does not change the nature of the suit. Hence, I pass the following order.

**ORDER**

1. The application is allowed.
2. The plaintiff is directed to amend the plaint as prayed in the

application and to supply the amended plaint and necessary copies thereof within 10 days from this order.

**Date : 11/03/2026.**  
**Place : Amgaon**

**(Sameer Gopal Gunari)**  
**Civil Judge Junior Division,**  
**Amgaon.**