

MHKO070008942013 	<u>ORDER BELOW EXH.236 IN SPECIAL CIVIL SUIT NO. 27/2013.</u> Shri. Mahammad Hussain Athanikar Vs. Shri. Bashir Bagwan
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The plaintiff has filed the present application for inserting the amount of “Rs.1,50,000/- instead of amount of Rs.1,15,000/-” in cross-examination of the witness namely Bashir Badshaha Bagwan (Defendant No.1). The defendants No.1 to 5 have filed their say.

2. Perused the application, say and record. Heard both sides. According to the plaintiff, while recording the cross-examination of witness namely Bashir Badshaha Bagwan (defendant No.1), in Paragraph No.22, due to oversight the amount of Rs.1,15,000/- was written instead of Rs.1,50,000/-. The said typographical mistake is required to be rectify.

3. On reading of the paragraph No.22 of the cross-examination, it appears that the learned advocate for the plaintiff had given a suggestion about the amounts paid by the plaintiff to the defendants. He had also given suggestion about the total amount paid by the plaintiff to the defendants. On reading of whole cross-examination, it is evident that due to typographical mistake the amount of Rs.1,15,000/- was typed instead of Rs.1,50,000/-. It appears that the suggestion given by the learned advocate for the plaintiff is denied by the witness. Therefore, if the said mistake is corrected, no prejudice will be caused to the defendants. Moreover, the defendant No.1 has given reply by mentioning that proper order may be passed. Hence, it is legal and proper to allow the application. In the result, I pass following order.

ORDER

1. The application (Exh.236) is allowed.

2. The amount of “Rs.1,50,000/-” be mentioned instead of “Rs.1,15,000/-” in paragraph No.22 of the cross-examination of defendant No.1 by way of amendment.

Date : 26.11.2025.

(P. A. Patil)
Jt. Civil Judge Senior Division,
Jaysingpur.