



Reg.Civil Suit No.12/2021

(CNR No.MHKO120000352021)

Order below Exh.72

Perused the application and say at Exh. 76. Heard both sides.

02. The plaintiff has filed this application under Order 6 Rule 17 of Code of Civil Procedure (hereafter C.P.C.) for amendment of plaint. I consider submissions of both sides. The proposed amendment is in respect of the order passed below Exh. 63 for correction of valuation and payment of court fees. The plaintiff sought to amend plaint about it. The plaintiff has paid the court fee of Rs. 6,830/- and make the valuation in respect of her share in Gat No. 1275 as Rs. 1,19,700/-. The said valuation is confined to her share. It is supported with the valuation certificate issued by Sub Registrar, Bhudargad at list Exh. 75/1. On the contrary the valuation report filed by defendant below Exh. 66/2 is in respect of the entire area. Therefore, the difference found in both valuation certificate. But the directions issue in order below Exh. 63 are confined to the share of plaintiff which is properly made.

03. The proposed amendment doesn't change the nature of suit. It is necessary to decide controversy between the parties. No serious prejudice would cause to the defendant by allowing this application. Hence, I pass following order.

ORDER

1)	The application (Exh.72) is hereby allowed subject to costs of Rs.300/- (Rs.Three Hundreds).
2)	The plaintiffs shall carry out the amendment within 14 days from today.
3)	The defendants are at liberty to make consequential amendment in their written statement.

Date : 04/02/2025

(V. V. Kulkarni)
Civil Judge Junior Division,
Gargoti