

**ORDER BELOW EXH-82**

( Date 07.05.2025 )

The present application is filed by plaintiffs for amending the plaint under Order VI, Rule 17 R/W 151 of Code of Civil Procedure.

02. The defendants objected the present application.

03. Heard the plaintiff as neither defendants nor their Learned Advocate is present today.

04. Perused the application, say filed and the record of the suit. The main suit is filed for declaration of ownership and possession and for cancellation of sale deed and perpetual injunction. By way of present application the plaintiff wants to amend the plaint for happening of subsequent events like demise of defendant No.03 and 04 and change in address of defendant No.06. Also, accordingly amendments in connected facts pertaining to demise of defendant No.03 and 04. The defendants have mainly objected the application on the count that proposed amendment shall change the nature of suit. Considering, that amendment is in respect of mere change of address of defendant No.06 and furthermore, other amendments are in respect of an unfateful act of demise of defendant No.03 and 04. Such, amendments if carried out shall not cause any prejudice to the defendants. On the contrary, the same shall assist the Court in deciding the controversial issues in its proper sense. Such, amendment shall also help and avoiding multiplicity of proceeding and for execution of the decree in its toto. More particularly, such, amendment by no stretch of imagination shall cause change in nature of the suit. So, the Court do not find any substance in the objection put forth. The events being subsequent, the Court do not find essential to impose costs. Hence, the Court proceed to pass the following order :

..2..

Spl.C.S. No.07/2019,  
Ord. below Exh-82.

**ORDER**

01. The application is allowed.
02. The plaintiffs are allowed to amend the plaint within stipulated time.

Date : 07. 05. 2025.

**( A.A.K. Shaikh )**  
Civil Judge Sr. Division  
Biloli.

**CERTIFICATE**

I affirm that the contents of this P.D.F file Judgment are same word to word, as per the original Judgment.

Name of the Stenographer : A.K.Shaikh

Court Name : Court of Civil Judge S.D. Biloli

Date : 07. 05. 2025

Judgment signed by the Presiding Officer on : 07. 05. 2025

Judgment/Order uploaded on : 08.05.2025