

MHNG070003232017

**ORDER BELOW EXH. 33**(Passed on this 24th day of August, 2021)

1] The plaintiff has filed this application under order VI rule 17 of Civil Procedure Code and prayed to amend the plaint. Perused application. The defendant failed to file his say, and thus, no say order is passed against defendant on 28.02.2019. Both the advocates are absent and parties are also absent. The application pending since long. Hence, Court is going to decide the application on merit.

2] Gone through the application. Perused the record and proceedings. Also gone through the order passed below Exh. 34 and find that this Court are strike out the defendant no. 4 to 11 by passing order on 10.06.2019. It is clearly gathered that the present amendment application at Exh. 33 is also the outcome vis a vis a part and parcle of the application at Exh. 34. The plaintiff is seeing the amendment in the present application in view of deletion of name of defendant no. 4 to 11 and the pleading in that regard. Already the name of defendant no. 4 to 11 are being striked out by passing order below Exh. 34. Consequently, the amendment in that regard is also required to be carried out. Thus, in short, the application at Exh.33 for amendment in that regard is deserves to be allowed. Hence, I pass following order.

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R.C.S.No. 05/2017
Shantabai -Vs- Ramesh & Ors.

ORDER

- 1] Application is allowed.
- 2] The plaintiff shall carry out the amendment and shall filed amended plaint on record within stipulated time.
- 3] No order as to costs.

Date : 24.08.2021.

(M. V. Chavhan)
Civil Judge Junior Division,
Katol.

C E R T I F I C A T E

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

Name of Stenographer : R.M. Parmal