

MHNG100006032021



ORDER BELOW EXH.15
(Dt. 10/05/2022)

Applicant has filed present application under Order VI Rule 17 of Civil Procedure Code for the amendment of the petition.

2. It is contention of the applicant that, she has filed main application under the Domestic Violence Act, 2005 through Protection Officer. Now there has been change in facts of the case. At the filing of present case the applicant was living alone at her matrimonial house at Umred. Previously, daughter Nandini was residing with non-applicant. Since 25/08/2021 daughter Nandini is residing with the applicant at Umred. Therefore, by this application the applicant wants to amend her main application.

3. The non-applicant filed his say at Exh. 20 and denied contentions made in the application. He submitted that, the applicant is residing in the house of non-applicant at Umred. The non-applicant is providing livelihood to the applicant. Since, the beginning daughter Nandini is resided with non-applicant at Nagpur. She is taking education. Occasionally she used to visit her mother at Umred. Non-applicant is taking care of the daughter and incurred her all expenses. Hence, prayed for rejection of the application.

4. During the pendency of the application applicant brought her daughter before the Court. The daughter has stated that, she is residing with her mother at Umred. Therefore, there is change in the circumstances. Such change needs to be brought on record which would help to decide the matter on its merits. Hence, I pass following order.

ORDER

- 1) Application at Exh.15 is hereby allowed.
- 2) Applicant to carry out necessary amendment on or before next date.

Dt.10 .05.2022.

(Jaheda M. Mistry)
I/C 2nd Jt. Judicial Magistrate,F.C.,
Umred.