

IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, RAMTEK.

R.C.S.No. 81/2023
Ismail Vs. The Collector

ORDER BELOW EXH.24.

(Passed on 16.01.2026)

The plaintiff has filed the an application for the amendment in the plaint as per order VI R-17 of the Code of Civil Procedure. Ld. Advocate of plaintiff has submitted that, during the pendency of the suit, the defendant executed registered sale-deed dated 12/03/2025 in favour of third parte namely Namrata Kohad in respect of suit property. The said transaction was effected during the pendency of the suit and is therefore hit by the doctrine of lis pendence. Ld. advocate of the plaintiff has further submitted that, the proposed amendment is necessary to bring subsequent event on record to adjudicate the matter effectively therefore, permission may be granted to amend the plaint as per the proposed amendment.

2. On the other hand, defendant has put his strong objection on the ground that, application of the plaintiff for temporary injunction has been already rejected therefore, there was no bar to execute the sale-deed. Therefore, present application is liable to be rejected.

3. Heard both sides. It is to be noted here that, the proposed amendment seeks to bring on record subsequent event regarding the suit property. In order to adjudicate controversy between the parties, the proposed amendment needs to be taken on record. If, proposed amendment is not permitted, it would result in irreparable loss to the plaintiff. Hence, the proposed amendment necessary in the interest of natural justice and for deciding the case on merit. Hence, I proceed to pass following order-

ORDER

1. Application is allowed.
2. The plaintiff is directed to carry out necessary amendment in the plaint and file amended copy of plaint.

Ramtek.
Date : 16.01.2026

[S.M. Sarode]
Civil Judge Senior Division,
Ramtek.