

IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, RAMTEK.

Spl.C.S. 184/2023

Mukesh vs Pramod

ORDER BELOW EXH. 40

(Passed on 21st day of March, 2024)

The defendant No.2 has filed an application under Order 6 Rule 17 of the Code of Civil Procedure for amendment in written statement. Ld. Advocate of defendant No.2 has submitted that during the pendency of suit, the plaintiff has amended the plaint. Therefore, in consequence of said amendment, the defendant wants to amend his written statement.

2. On the other hand, plaintiff has strongly opposed the application by stating that the defendant has knowledge about the order but he has not filed the application for amendment within limitation. Hence prayed to reject the application.

3. Heard both sides. It is required to note here that the proposed amendment is merely denial. Thus, it is required to be allowed. The objection raised by the plaintiff, is not justifiable. Thus, present application is required to be allowed. Hence, I proceed to pass following order-

ORDER

1. Application is allowed.
2. The defendant No.2 is directed to carry out consequential amendment in his written statement and file amended copy on record.

Ramtek.
Date : 21.03.2024

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