


MHNS190012512023 	R.C.S. No. 182/2023 Sabera Salam Inamadar Vs. Mohammad Husain Suleman Inamadar.
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Order Below Exh.28.

This is an application filed by the plaintiff for carrying out the amendment in the plaint.

2. It is contention of the plaintiff that on 26.11.2024 defendant No.1A and defendant No. 7E without having any right sold suit property i.e area admeasuring 0 hector 41 R, having Gut No. 587 to Rajendra Raghunath Sanap. He further contended that transaction is illegal and not binding upon him. Therefore, he wants to add purchaser Rajendra Raghunath Sanap as defendant No.12 and he wants to carry out the amendment in para No. 6 and 11d of the plaint.

3. The defendant No. 1 to 11 opposed the application on the ground that above amendment will change the nature of the suit hence they prayed for rejection of the application.

4. Heard both sides at length. Perused the record. It is contention of the plaintiff that during the pendency of the suit defendant No. 1A and defendant No.7E without having any right sold the suit property to Rajendra Raghunath Sanap. While the defendant No. 1 to 11 opposed the application. This is the suit for partition, declaration and permanent injunction. During pendency of the suit defendant No.1A and defendant No.7E sold the suit property to Rajendra Raghunath Sanap. Thus, this is a subsequent event and therefore above amendment will not change the nature of the suit. Above amendment is necessary and if the permission is granted then the no prejudice will cause to the defendants. Hence, I pass the following order;

ORDER

1. The application is allowed.
2. The plaintiff is permitted to add Rajendra Raghunath Sanap as defendant No.12 and he is permitted carry out the amendment in para No.6 and 11d of the plaint within 14 days from the date of this order.

Date : 19.09.2025.

Place : Yeola

(D.M.Gulati)

Jt. Civil Judge, Junior Division,

Yeola.Dist. Nashik.