

R.C.S. No. 38/2014
Sunita Vs Tukaram
CNR NO.MHOS 150001782014

ORDER BELOW EXH. 40

1] The defendant no. 2 is dead. This is an application made by plaintiff for bringing his legal representatives on record and for carrying out amendment in the plaint.

2] Heard both sides, perused the record.

3] It is well settled that while deciding amendment application, the court should not go into the merits of the amendment proposed to be carried out. No prejudice will be caused to either party if the application is allowed. Rather multiplicity of the proceedings will be avoided and dispute between the parties will be decided on merits. In the result the following order:-

ORDER

1. Application at Exh. 40 is allowed.
2. Amendment be carried out accordingly and amended plaint be submitted on or before next date.

(Mahesh Sowani)
Jt. Civil Judge J.D., Paranda

Date : 15/02/2020

CERTIFICATE

I affirm that the contents of this P.D.F. File Judgment/Order are same, word to word, as per the original Judgment/Order.

Name of the Stenographer	Shri. S.T. Waghe
Name of Court	Shri. M. R. Sowani, Jt. C.J.J.D. and J.M.F.C., Paranda
Date of Dictation	15/02/2020
Judgment signed by the P.O. on	15/02/2020
Judgment/Order uploaded on	15/02/2020