

**Exh.No.47/D 1** Regular Civil Suit Number **46/2017**  
Smt. Karuna Konde Vs. Rajendra Sanap + 01

C.N.R.No. MHRG090005182017

Filed on : **24.07.2018**

Decided on : **06.08.2018**

Duration : **13 Days.**

**ORDER PASSED BELOW APPLICATION EXH. NO.47**

(Passed on this **06<sup>th</sup>** Day of **August, 2018**)

**01]** The plaintiff made this application on affidavit under **Order VI Rule XVII** for amendment of plaint by insertion of paragraph No.7A on the basis of measurement carried out by Taluka Inspector of Land Records, Roha as per Measurement Register Number **18/2018**.

**02]** The defendants filed Say **Exh.No.49** and objected on the count that, the plaintiff intends to collect evidence.

**03]** Heard Ld. Adv. Mr. R. B. Sawant for the plaintiff and Ld. Adv. Mr. N. G. Deshmukh for the defendants.

04] The present application is made after measurement carried out by T. I. L. R., Roha.

05] It is important to note that, the plaintiff in the plaint alleged encroachment in the suit property. The plaintiff wants to insert alleged portion of encroachment in the plaint and possession by removal of encroachment. Hence, the proposed amendment is just for the final decision of the suit. In the result following order will meet the ends of justice.

**ORDER**

01] The amendment application Exh.No.47 stands allowed.

02] The plaintiff is allowed to amend plaint by adding paragraph No.7A in the plaint.

03] The plaintiff shall carry out amendment forthwith and file consolidated plaint.

04] Cost of the application in the cause.

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(Subhash L. Phule)  
(MH. RG. 0009 - 2125)

Place : Roha. Civil Judge Junior Division, Roha.  
Date : 06.08.2018. District Raigad.