

Order passed below Exhibit 51 in RCS No. 18/2014

1. The plaintiffs have filed this amendment application stating that some of the properties are left to be added. It will not change the nature of the suit. To prevent multiplicity of proceedings, the properties mentioned in the application are required to be incorporated. Hence this amendment is being sought.
2. The defendant no. 1, 3 and 4, present herein have submitted that the application is not tenable. No grounds have been made out to allow this application. The other defendants have not filed their say.
3. Considering the application, following points arise for my determination and I record my findings thereon.

Sr. No	Points for determination	Findings
1	Whether the proposed amendment needs to be allowed ?	Yes
2	What Order ?	Application is allowed

::Reasons::

Point No. 1 and 2 : Both the points, being inter-related, are being dealt together.

4. Heard the Ld. Advocate for the parties. Both parties have argued in terms of the application and say.
5. Amendment application states that some of the properties are left

to be added in the plaint. Addition of properties will not change the nature of the suit. To prevent multiplicity of proceedings, the properties mentioned in the application are required to be incorporated.

6. Considering the above fact, some of properties needs to be added for the purpose of determining the real question in the controversy between the parties. If the amendment is not allowed it will lead to multiplicity of proceeding. If the amendment application is allowed no prejudice would be caused to any one.
7. Therefore, it is necessary to allow the application to add the properties to enable the court to adjudicate upon and settle all the questions involved in the application. Accordingly, I proceed to pass the following order:

ORDER

1. Application at Exhibit 51 is allowed.
2. The applicants shall carry out the amendment as stated in Exhibit 51 within 14 days from the date of this order and then place amended application and it's copies on record.
3. No order as to costs.

Place : Uran
Date : 06.12.2024

(Ms. G.K.R. Tandon,
Jt. Civil Judge, Junior Division
Court No.2, Uran