

CNR No :- MHSI100002042021



Regular Civil Suit No. 23/2021

Order Below Exhibit No. 115

Plaintiff has filed the present application for amendment in the plaint.

02. It is contended that, the suit was already amended vide order dated 01.11.2025. However, in the said amendment, due to clerical error there is inconsistency in paragraph numbering and accordingly the plaintiff wants to rectify the paragraph numbers by giving proper sequential paragraph numbers so as to avoid any ambiguity and hence, it is prayed that, the application be allowed.

03. The defendants objected the application by filling the say on the application itself contending that, the application is not maintainable on facts and law. The matter is posted for argument. Accordingly, it is prayed that, the application be rejected.

04. Perused the application and say. Heard Ld. Advocate for plaintiff and defendants.

05. Ld. Advocate for plaintiff and defendants argued as per the contents of the application and say respectively. Hence, the same is not reproduced.

06. It can be seen that, through the proposed amendment the plaintiff wants to just rectify the paragraph numbers mentioned in the earlier amended plaint. The record shows that, such paragraphs are in

the plaint are not properly numbered. The proposed amendment appears to be completely formal in nature and without changing the nature of suit and nature of contents in the plaint. Allowing the amendment would ultimately assist in curtaining the ambiguity. So also allowing the amendment would not cause any prejudice to the defendant. Considering the same, it would be appropriate, in the interest of justice, to allow the amendment in the paragraph numbers as prayed. Accordingly, the application deserves to be allowed. However, due to the error on the part of the plaintiff, the valuable time of the Court is wasted. Hence, with the permission to amend the plaint, necessary cost is required to be imposed upon the plaintiff. Hence, I proceed to pass the following :-

-:: ORDER ::-

1. Application is allowed with cost of Rs.500/- (Rupees Five Hundred Only).
2. The plaintiff shall pay the cost amount, make the necessary amendment in the plaint and furnish the copy of amended plaint within 14 days from the date of this order.
3. The cost amount be paid to Free Legal Aid till next date.

(Dictated and pronounced in open Court.)

Place : Dodamarg.
Date : 18/02/2026.

(Y. P. Bavkar)
Civil Judge (J.D.),
Dodamarg.