



Order below Exh.42 in
Regular Civil Suit No.112/2017

[Shivaji Pawar Vs. Gopal Katkar]

Plaintiff filed the present application for amendment under Order VI Rule 17 of Code of Civil Procedure, 1908. The said application is strongly resisted by defendant through his say at Exh.44.

(2). Heard learned advocate Shri.Onkar Shelar holding for senior advocate Shri.A.B.Shelar for plaintiff, whereas, none present on behalf of defendant.

(3). Perused application, say and record and proceeding of the present matter. It go to show that, the present suit is filed for injunction and compensation. This being so, the plaintiff wants to make corrections in respect of number mentioned in the application for particular property. The plaintiff wants to cut the said number and to correct by substitution and, similarly, he wants to add a small sentence in description of para 1(c). The defendant had resisted the application that, the said application should not be allowed as it will change the nature of the suit. But, the perusal of the contents of the amendment application does not reveal that, if the same is allowed, will change the nature of the suit and will cause prejudice to the defendant with irreparable loss and injury. In view of this, the following order is passed.

ORDER

- (1). The application at Exh.42 is hereby allowed.
- (2). The plaintiff is hereby directed to carry out necessary amendment on or before next date and to file the amended copy of plaint on record.
- (3). After receipt of amended copy, the defendants are entitled to file their additional written statement, if any, within 30 days.

Sangli
Date:-13/04/2023.

(M.M.Rao)
Civil Judge Sr. Dn., Sangli.

CERTIFICATE

I affirm that, the contents of this P.D.F. file are same, word to word as per the original order.

Name of Stenographer	:	G.S.Parve
Court	:	Civil Judge Sr.Dn., Sangli
Date	:	13/04/2023
Order signed by the Presiding Officer on	:	13/04/2023
Order uploaded on	:	13/04/2023