

Order below Exh. 17 In Special Civil Suit No. 61/2024
(Suresh Vishwas Mali Vs. Executive Engineer)
CNR NO. MHSN050025832024
(E-file)

Plaintiffs filed this application for seeking amendment in plaint. It is opposed by defendant vide say filed at Exh. 19 and prayed for its rejection.

2. Heard parties. The Ld. Counsel Shri. S.V.Bhojugade for defendant submits that the ground for amendment in plaint is not proper. No cause of action arose them for filing application for amendment and argued for its rejection.

3. Perused record, from it reveals that the plaintiffs filed main suit for compensation and interest amount thereon from defendants. The issues Exh. 16 are framed and matter posted for evidence side of plaintiffs. Before proceeding further, plaintiffs chose to file present application and seek amendment. By way of amendment, they want to enhance their claim for compensation from Rs. 22 Lakh to Rs. 27,50,000/-. The claim of compensation is subject to Judicial scrutiny. It is for plaintiffs to seek and establish their claim for compensation. Considering obligation to establish facts and stage of matter as well objection raised in reply of defendants, it would appear just to allow plaintiffs for carrying out amendment for purpose of enhancing their claim for compensation. Hence, I proceed to pass following order :-

ORDER

Application for amendment in plaint is allowed on below terms :-

- A. Plaintiffs to carry out amendment within 14 days from the date of order.
- B. Plaintiffs to correct valuation clause and pay deficit Court Fees if any.
- C. After amendment, plaintiffs to file amended copy of plaint.

Islampur.
Date :- 23.06.2026.

(G.R.Patil)
Civil Judge Senior Division,
Islampur.