

ORDER BELOW EXHIBIT-18 IN R.C.S.No.450 of 2017

Present application is filed by the plaintiff under Order VI Rule 17 of the Code of Civil Procedure seeking permission to amend the plaint.

2. It is asserted that due to inadvertence four boundaries of suit land has been mentioned incorrectly. "South" was mentioned instead of "West" and "West" was mentioned instead of "South" in para 1 of the plaint. Hence, he be permitted to amend the plaint so as to correct the four boundaries of the suit land.

3. Defendants have filed their say (Exh.21) and objected the application contending that reason given is not appropriate. Plaintiff has not come with clean hands. Application is after thought. They have prayed for rejecting the application.

4. Perused the record and proceedings. Heard both the sides. Only point which arise for consideration is : Whether the plaintiff has made out a case to allow the application?

5. Plaintiff wants to amend the plaint so as to correct the four boundaries of the suit land. It is relevant to note here that the defendants have not commented upon that aspect in their say. Moreover, the suit is at initial stage. Hence, the application is allowed. Plaintiff is permitted to amend the plaint. He shall carry out the amendment within two weeks. He shall submit a copy of the amended plaint.

Date : 11.12.2017

(S.K. Khan)
Jt. Civil Judge (J.D.),
Barshi.

CERTIFICATE

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

Name of Stenographer :
Court Name : S.K.Khan,
Jt.C.J.J.D.& J.M.F.C. Barshi.
Date : 11.12.2017
Judgment signed by the
presiding officer on : 11.12.2017
Judgment uploaded on : 20.12.2017