

ORDER BELOW EXHIBIT NO.77 IN RCS NO. 706/2012

1. This is application for the amendment in the plaint. Perused application and say.
2. It is contention that one Suman Tukaram Bhise purchased some portion from suit land. She is necessary party. Initially, inadvertently she was not made party. Being necessary party she is required to be made party. Hence this is application for amendment.
3. The defendant No. 1 and 2 reassisted this application by contending that factum of necessary party of Suman Bhise was known to the plaintiff at the time of institution of the suit. The matter is old one. Application is filed with intention to prolong the matter. Therefore, the defendants prayed for rejection for this application.
4. It is contended that Suman Tukaram Bhise is purchaser of the suit land. This suit is for the partition and separate possession. The purchaser is necessary party. Issues are yet to be framed. Some parties are also remain to be served. There appears no malafides on the part of the plaintiff. Nature of the suit is not going to be changed. No serious prejudice would be caused to the defendants. The delay and inconvenience can be compensated by way of costs. Considering the reason I proceed to pass following order .

ORDER

1. The application Exhibit No.77 is allowed subject to cost of Rs. 1,000/-
2. The plaintiff to make amendment within 14 days from today.
3. After making amendment and after filing amended copies of the plaint, issue suit summons to newly added defendant No. 6 Smt. Suman Tukaram Bhise.

Date: 04.07.2023

(J.R.Pathan)
2nd Jt. CJJD, Barshi

CERTIFICATE

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

Name of the Stenographer	:	Kokare S. M.
Court Name	:	2 nd Jt. CJJD and JMFC, Barshi.
Date	:	04/07/2023
Order signed by the Presiding Officer on	:	04/07/2023
Order uploaded on	:	04/07/2023