

Order Below Exh.15**In R.C.S.No.879/2017**

This application is for amendment in the plaint. Heard.

2. The plaintiff alleged that the defendant transferred disputed property to Anita Dilip Pawar. The same is appearing on 7x12 extract of Gat No. 260/1B/plot no.1. Hence, it is necessary to add Anita as defendant no.2. Hence this application is made.

3. The plaintiff objected stating that the application is illegal. The defendant filed w.s. on 3/2/2018 and stated in para no.6 that the suit property is in name of Anita and Alaka. The application is made after period of 1 year 2 months without giving reason. Further, it is incomplete and they cannot be made as party. He prayed for rejection of application and alternatively prayed for cost.

4. Perused w.s. The suit is for declaration and injunction and the defendant himself raised objection in the w.s. mentioning name of Anita. Hence, Anita needs to be made as party to avoid multiplicity of proceedings and to decide the suit on merit. The defendant can be compensated for delay. Hence, following order-

ORDER

1. Application is allowed subject to payment of costs of Rs.300/- by the plaintiff to the defendant.
2. Plaintiff to make necessary amendment in the plaint within 14 days and shall submit amended copies of plaint.

Date -30/04/2019

(R. S. Dhadake)

Place- Barshi

3rd Jt. Civil Judge Junior Division, Barshi

Certificate

I affirm that, the contents of this PDF file Order/Judgment are same word to word, as per original Order/Judgment.

Name of Stenographer	:	R.H.Lasane.
Court	:	3rd Jt CJJD & JMFC, Barshi.
Date:	:	30/4/2019
Judgment/Order signed	:	30/4/2019
by the presiding officer	:	
Judgment/Order	:	2/5/2019
uploaded on	:	