

**Order below Exh. No. 15 in R.C.S. No. 295/2020.**

1. The present application is filed by plaintiff under Order VI Rule 17 of Code of Civil Procedure, 1908.

2. Perused application and it's say. By way of present application the plaintiff contended that at the time of institution of present suit inadvertently name of defendant no.3 is mentioned as Nilabai Rama Shingade. According to plaintiff, the real name of defendant no. 3 after her marriage is Nilabai Devappa @ Bapu Shelake. Plaintiff also submitted that the residential address of defendant no. 3 in the plaint is also not correct. According to plaintiff, the correct residential address of defendant no. 3 is Tisangi, Tal. Pandharpur, Dist. Solapur. Therefore, by way of present application, plaintiff seeks permission to carry the necessary amendment in the plaint. On the other hand, defendants contended that the application filed by plaintiff is false and therefore, same may kindly be rejected.

3. Perused the plaint and also the reliefs claimed by the plaintiff. The present suit has been instituted by the plaintiff for partition and separate possession of her share in suit properties. So considering the nature of the suit and also the reliefs claimed by the plaintiff, it is seen that, for the purpose to avoid further complications, it is necessary to amend the plaint as prayed by the plaintiff. Further, it also appears that the subject matter of the suit will not be changed due to the proposed amendment, also no prejudice will be caused to the defendants due to the proposed amendment. Moreover, it appears that, the proposed amendment is bonafide one. Therefore, considering the nature of the

suit, also the nature of the amendment, it appears that the present application deserves to be allowed. Hence, the following order :-

**ORDER**

1. Application is allowed.
2. The plaintiff is directed to carry out the necessary amendment within stipulated period.

**Place :** Sangola.

**Date :** 21/10/2021.

**( U. M. Patil)**

2<sup>nd</sup> Jt. Civil Judge Junior Division,  
Sangola.

**C E R T I F I C A T E**

I affirm that the contents of this PDF file Judgment/Order is same word to word as per the original Judgement/order :-

- (a) Name of the Stenographer :- A. A. Chavan.
- (b) Court :- 2<sup>nd</sup> Jt. Civil Judge Junior Division and Judicial Magistrate First Class, Sangola.
- (c) Judgment/Order signed by PO on :- 21/10/2021.
- (d) Judgment/Order uploaded on :- 21/10/2021.