

Order below Exh. 48

Perused application and say on it. Heard both learned advocates. The plaintiff has filed present suit for declaration of right of pre-emption and for injunction.

02. It is contended that, at the time of filing of suit defendant No. 1 i.e. Krishna Mahipati @ Bhau Yadav was minor. So the suit was filed against him under guardianship of Hanmant Ramchandra Naikwadi. However, he has attained the age of majority. So relevant amendment is necessary to be carried out in plaint Exh. 1. Hence, he prayed for allowing the application.

03. Along with application under consideration the plaintiff has filed his affidavit as well as birth certificate of Krishna Yadav. Perusal of which shows that, Krishna Yadav born on 25.08.1978. So definitely he has now attained the age of majority. So amendment is necessary to be carried out. The defendant also do not have objection to it. Hence, in view of these discussion I pass following order.

ORDER

1. Application (Exh. 48) is hereby allowed.
2. The plaintiff is directed to carry out necessary amendment within stipulated period and submit the amended plaint forthwith.

Date:-07/08/2017

[Sou. V. P. Gaikwad]
Jt. Civil Judge, Sr.Division, Karad.