

IN THE COURT OF THE DISTRICT MUNSIF, ARNI.

PRESENT: Miss. D.V.Koperundevi,B.com.,L.L.B.,(Hons)

DISTRICT MUNSIF,

DISTRICT MUNSIF COURT, ARNI.

Saturday, the 6th day of December 2025.

I.A. No. 01/2024

in

O.S. No. 23/2023.

Imran

... Petitioner/Plaintiff

/Vs/

1.Banu

2.Maha

3.Soundariya

4. Lokesh

...Respondents/Defendants

This petition came up before me for final hearing on 18.11.2025 in the presence of Thiru. T.Saravanan, Advocate for the Petitioner/Plaintiff, and Thiru. S.Prakash, Advocate for the Respondent/Defendant, and upon hearing both sides enquiry and perusing the material records of this petition and having stood over for consideration till this day, this court delivers the following:-

ORDER

The petitioner filed this petition under Order 6 Rule 17 and Section 151 CPC.

I. The gist of the averments in the petition:

1. In the affidavit, the petitioner herein is the plaintiff in the suit.
2. In the suit filed by the petitioner, Ravi, the husband of the 1st defendant and father of the 2nd to 4th defendants, during his lifetime, borrowed a sum of Rs. 50,000/- in cash for family expenses on 17.01.2021 and executed a Promissory Note in favour of the petitioner. A suit has been

filed in this Hon'ble Court against the 1st to 4th defendants to recover the said Promissory Note amount.

3. At the time of filing the suit, the petitioner/plaintiff, wrongly registered the name of the 2nd defendant as Maha and the name of the 4th defendant as Lokesh. The name of the 2nd defendant needs to be corrected as Mahalakshmi and the name of the 4th defendant as Jyotish. Therefore, this petition is filed requesting amendment of the suit.
4. This STEPS (petition) is filed to amend the names of the 2nd and 4th defendants in the suit filed by the petitioner/plaintiff, and to proceed with the case.
5. Therefore, it is necessary and just that this Hon'ble Court may be pleased to order the amendment of the original suit as stated in the petition filed herewith.

II. The averments in the counter filed by the 1st respondent and the same was adopted by the 2nd to 4th Respondents:

1. The petition filed by the above Petitioner/Plaintiff seeking amendment of the plaint is not legally and justly valid. It is liable to be dismissed.
2. All the facts stated in the above petition by the Petitioner/Plaintiff are completely false. The Petitioner/Plaintiff himself is obliged to fully prove them.
3. It is requested that the written statement filed on behalf of this Respondent/1st Defendant in the above suit may be treated as a part of this counter.
4. In the above original suit, the names of the 2nd and 4th Respondents / 2nd and 4th Defendants have been deliberately mentioned incorrectly, without specifying them in the correct manner, and this case has been filed.

5. The above Petitioner/Plaintiff has filed this case in an incorrect manner with the intention of deliberately wasting the court's time.
6. As stated by the above Petitioner/Plaintiff in the case, the statement that Ravi, the husband of this Respondent/1st Defendant and father of the 2 to 4 Defendants, received a loan on the basis of a promissory note is legally incorrect. The said Ravi has never, for any reason, received any loan from the plaintiff on the basis of a promissory note.
7. The signature on the aforementioned promissory note is not the signature of the aforementioned defendant Ravi, as clearly stated in the written statement. The petitioner/plaintiff has to prove to this court that the signature is indeed Ravi's.
8. The aforementioned petitioner/plaintiff has filed this case with the intention of deliberately seizing the property of the respondents. Furthermore, the petitioner/plaintiff has filed a false and fabricated case. The petitioner/plaintiff is liable to pay compensation for the same.
9. Therefore, only if this petition to amend as stated in the petition of the aforementioned petitioner/plaintiff is allowed and ordered, can the respondents/defendants continue to conduct the aforementioned original case.
10. Therefore, it is requested that the aforementioned petition be allowed and ordered.
11. If any matters that should have been stated in this counter have been omitted due to oversight, this respondent undertakes to file an additional counter.

III. Points:

1. Whether the petition under Order 6 Rule 17 and Section 151 of CPC to be allowed or not?

IV. Points for Consideration:

Heard on both sides. Records have been perused.

Considering the facts and circumstances, the petition filed under Order VI Rule 17 to amend the plaint in the suit as the 2nd defenant name Maha as Mahalakshmi and the 4th defenant name Lokesh as Jyotish, and other side filed the detailed counter. Considered both sides records, in the interest of justice the petition is allowed to amend the plaint as particulars of amendment mentioned in the petition and no costs.

V. Result:

As a result, the petition is to amend the plaint, is allowed and no costs.

Dictated to Steno Typist, and computerized by her directly, corrected and pronounced by me in the open Court, on the 6th day of December 2025.

**District Munsif
Arni**

List of documents & witnesses: N I L

**District Munsif
Arni**