

**IN THE COURT OF DISTRICT MUNSIF, KATPADI, VELLORE DISTRICT  
PRESENT: THIRU. K.VENKATESAN, B.A., B.L.,  
DISTRICT MUNSIF, KATPADI**

Monday, this the 30<sup>th</sup> Day of September – 2024

**I.A.No. 04 of 2024  
In  
I.A.No. 03 of 2023  
In  
O.S.No. 139 of 2022  
(CNR.No.TNVL23-000185-2022)**

S.Jothimary, Rep as  
General Power of Attorney Agent  
of S.Devakkan

.....Petitioner/Plaintiff

**-Vs-**

M.Dass

...Respondent/Defendant

This petition has come up today before this Court for orders, and upon hearing the enquiry of Thiru. G.Seralathan, the Counsel for the Petitioner, and Respondent was called absent and set ex-parte on 28.08.2024, and upon perusing the petition, and the case records, and having stood over for consideration till this date, this Court delivers the following:-

**ORDER**

This petition has been filed by the petitioner/plaintiff under Order 6 Rule 17 of Civil Procedure Code, to amend the IA.No.3/2023.

Records perused. This petition has been filed by the plaintiff's Power Agent stating that instead of principal name in the long and short cause title, her name was mentioned and already she was permitted for representing capacity in I.A.No.1/2022 before this court and prayed to allow her to amend the petition as per the particulars mentioned in the petition. Notice served on the respondent/defendant but he failed to file counter that too even after granting times to him and he was set exparte.

Considering the above all facts and the petition mentioned proposed amendment, this court is of the view that it will not going to change the nature of suit (or) character and the said amendment is necessary for proper adjudication of the petition, and moreover, no prejudice will be caused to the respondent/defendant if the proposed amendment is ordered. Hence, in the interest of justice, this Court is inclined to permit the petitioner/plaintiff to amend the petition in I.A.3/2023 as per the present petition mentioned amendment particulars. In the result, this petition is allowed. No costs.

Pronounced by me in the open court, this the 30<sup>th</sup> day of September  
2024.

(Sd/-).. K.Venkatesan  
DISTRICT MUNSIF  
KATPADI