

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**CHAMBER SUMMONS NO.1550 OF 2015
WITH
NOTICE OF MOTION NO.1681 OF 2015
IN
SUIT NO.841 OF 2015**

Kalyani Yellappa Dhotre & Ors.Applicants/Plaintiffs

V/s.

Rajnikant Bhau Baip & Ors.Defendants

Mr. E.A. Sasi a/w. Mr. Manish Gaikwad for the applicants/plaintiffs.

Ms. Triveni Jain i/b. Markand Gandhi & Co. for the defendant nos.7 & 8.

CORAM : K.R.SHRIRAM,J

DATE : 16th NOVEMBER, 2016

P.C.:-

CHAMBER SUMMONS NO.1550 OF 2015

1 This chamber summons is taken out for leave to amend the
plaint as per the Schedule annexed thereto. The counsel appearing for
the defendant nos.7 and 8 strongly opposes the chamber summons
and submits that they have in the affidavit in reply to the notice of
motion taken out by the plaintiffs raised the issue of limitation under
Section 9A of the Code of Civil Procedure and, therefore, unless that is
disposed of this amendment should not be permitted.

2 I have considered the Schedule of amendment. The amendments sought are basically typographical errors. Therefore, I see no reason why this amendment should not be permitted.

3 In the circumstances, the chamber summons is allowed and accordingly disposed of in terms of prayer clause – (a).

4 The amendment to be carried out within two weeks from today and copy of the amended plaint to be served within one week thereafter.

(K.R.SHRIRAM,J)