

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Writ Petition No.3986 of 2016
(Shri Dinkar s/o Ramchandra Dighekar v. Shri Ramchandra Chintamani
Dighekar)

Office Notes, Memoranda of Coram,
appearances, Court's orders or directions Court's or Judge's orders
and Registrar's order

Shri S.D. Chopde, Advocate for Petitioner.
Shri S.D. Tatke, Advocate for Respondent.

Coram : R.K. Deshpande, J.
Date : 13th October, 2016

While rejecting the application for amendment of plaint, the Trial Court has observed that the portion of the amendment application is a part of evidence in respect of breach of injunction and there is no necessity to have its pleadings in the plaint to decide the real controversy between the parties. After the final decision of the suit, if it is found that the evidence is disregarded for want of pleadings, it shall be open for the petitioner to raise challenge in appeal. All questions are left open.

The petition is dismissed.

Judge.

CERTIFICATE

“I certify that this Order uploaded is a true and correct copy of original signed Order.”

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