

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

CIVIL APPLICATION (W) NO. 1107 OF 2021
IN
WRIT PETITION NO. 4902 OF 2018

RAKHI SURESH CHAUHAN
VERSUS
STATE OF MAHARASHTRA AND OTHERS

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

Court's or Judge's orders

Shri S. M. Vaishnav, Advocate for applicant/petitioner.
Shri N. R. Patil, AGP for respondent Nos.1 & 2.
Shri S. S. Dhengale, Advocate for respondent Nos.5 & 6.

CORAM : A.S. CHANDURKAR AND G. A. SANAP, JJ.
DATE : 15/12/2021

Heard.

This application has been made for amendment of the petition. The proposed amendment has been set out in the application. It is stated that for complete adjudication of the dispute between the parties, the proposed amendment is necessary. The relevant facts to justify the necessity of the amendment have been pleaded in the application.

The reply is filed by the respondent Nos.5 and 6. The respondent Nos.5 and 6 have opposed the amendment on the ground that for the adjudication of the dispute, the proposed amendment is not necessary.

On going through the facts stated in the amendment application and reply, we are of the view that for complete adjudication of the dispute raised by the petitioner, the

amendment would be necessary. The respondent Nos.5 and 6 would not be prejudiced, if an opportunity is granted to them to file reply to the amended part of the petition. Accordingly, the application is allowed. The petitioner shall carry out the amendment within one week. Liberty is granted to the respondents to file additional reply to deal with the proposed amendment.

Civil Application stands disposed of.

WRIT PETITION NO. 4902 OF 2018

The matter be placed for admission after four weeks.

(G. A. SANAP, J.)

(A.S. CHANDURKAR, J.)

Choulwar

VITHAL
MAROTRAO
CHOULWAR

Digitally signed by
VITHAL MAROTRAO
CHOULWAR
Date: 2021.12.16
16:24:48 +0530