

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

Writ Petition No. 4847/2021

Anand Puniram Meshram
..VS..
Anil Natthuji Borkar and anr.

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

Court's or Judge's Order

Dr. Mrs. R.S. Sirpurkar, Advocate for the petitioner

CORAM : AVINASH G. GHAROTE, J.

DATED : 30/11/2021

Heard Dr. Mrs. R.S. Sirpurkar, learned
Counsel for the petitioner.

2. The application for amendment has been filed during the course of cross-examination of PW-1, to delete the original plea of encroachment, as taken in the plaint, which also was taken in the affidavit evidence, in lieu of evidence of PW-1. The application, which comes during the course of cross-examination would have the effect of changing the entire nature of the controversy, considering which, I do not find that the impugned order, which rejects the same, can be faulted with.

3. Accordingly, the petition is dismissed. No costs.

JUDGE