

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

WRIT PETITION NO.4232/2023

Gopalkrushna s/o Pandurang Aaglave

...Versus...

Aviraj Fly Ash Bricks Through its Proprietor Sau. Vandana Chirkuta Dhengale
and others

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

Court's or Judge's orders

Dr. Mrs. Renuka S. Sirpurkar, Advocate for petitioner

CORAM : AVINASH G. GHAROTE, J.

DATE : 10/07/2023

1. Heard Dr. Mrs. Renuka S. Sirpurkar, learned counsel for the petitioner. The petition seeks to challenge the order dated 03/05/2023 passed by the learned Trial Court, whereby the application for amendment of the plaint has been allowed.

2. It is contended that the application for amendment of the plaint needs to be rejected, as it changes the basic nature of the suit. The suit is for declaration and injunction in respect of electric meter claimed to be installed in the premises of the petitioner, from which both the parties are claimed to be entitled for electricity jointly. The correction which is sought to be made by the proposed amendment is in the

number of the electric meter, which in my considered opinion, does not change the nature of the suit. The suit is at the initial stage, considering which, I do not see any reason to interfere in the impugned order. The writ petition is, therefore, dismissed. No order as to costs.

(AVINASH G. GHAROTE, J.)

Wadkar