

IN THE COURT OF SMALL CAUSES AT MUMBAI
ORDER BELOW EXHIBIT -28
IN
R.A.E. & R. SUIT NO. 690/1101 of 2013

1) Cowasjee Dinshaw Trust Public Trust & Ors. ...Plaintiffs

V/s.

1) Under Secretary Govt. of Maharashtra & Ors. ...Defendants

Shri. J.P. Thakkar : Advocate for plaintiffs.
Shri. D.J. Walavalkar : Advocate for defendant No.2 & 3.

Coram : R.S.Rote,
Judge, C. R. No. 6
Date : 06.11.2017

ORDER:

1. The plaintiffs have filed application for carrying out amendment in the list filed at **Exhibit -25**.
2. Perused application and say.
3. Heard learned advocate for plaintiffs and learned advocate for defendants.
4. It is submitted on behalf of plaintiffs that plaintiffs have filed list of documents. In the list at Sr.No. 5 the plaintiffs have mentioned circular dated 04.06.2011 inspite of 04.06.2001. Due to oversight , plaintiffs have mentioned date wrongly. Therefore , plaintiffs may be allowed to carry out amendment in the

document list.

5. It is submitted on behalf of defendants that they submit to the order of the court.
6. I have gone through the record, it appears that the plaintiffs have filed document list at **Exhibit – 25**. In the list at Sr. No. 5 , the plaintiffs have mentioned circular dated 04.06.2011. According to the plaintiffs, date of circular is 04.06.2001.
7. Considering the submission, in my opinion there is substance in the contention of the plaintiff. If the plaintiffs are allowed to carry out amendment, no prejudice will be caused to the defendants. On the contrary, it will be helpful to decide the matter on the merit. Hence in the interest of the justice **I pass following order.**

ORDER

The plaintiffs are allowed to carry out proposed amendment as prayed within stipulated period.

Sd/-

Mumbai.
Date : 06.11.2017

[R.S.Rote]
Judge, C.R. No.6
06.11.2017

Dictated on :06.11.2017
Transcribed on :07.11.2017
Checked & signed on :07.11.2017