

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Civil Revision Application No.S-294 of 2024
(*Muhammad Usman versus Muhammad Kashif*)

DATE ORDER WITH SIGNATURE OF JUDGE

Date of hearing and Order: 22.08.2024

Mr. Ghulam Nabi Meo advocate for applicant.

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ORDER

Adnan-ul-Karim Memon, J. The applicant Muhammad Usman has filed a Civil Revision Application under section 115 C.P.C wherein he has assailed the order dated 31.05.2024 passed by learned Additional District Judge-1, Mirpurkhas, in Summary, Suit No.61/2023 (*Re-Muhammad Usman v. Muhammad Kashif*) whereby learned trial Court dismissed the application of applicant filed under Order VI Rule 17 CPC for amendment in the pleadings as well as issues framed by the trial court wherein the word "hen" was inadvertently mentioned instead of word "feed".

2. This Court vide Order dated 06-08-2024 issued notice to the respondent, but he is called absent, as such this Court is left with no option but to hear the learned counsel for the applicant as the issue involved in the matter is simple one.

3. Heard learned counsel for the applicant and scanned the record which prima facie shows that in para No.1 of the plaint word "feed" has been mentioned but in the remaining paragraphs word "hen" has been inadvertently disclosed, which is a typographical mistake. Learned counsel further states that issues have already been framed by the trial court and the aforesaid words be rectified accordingly. The proposal seems to be reasonable and acceded to, as no prejudice shall be caused to the other side if such amendment is allowed as the controversy is simple one, and the trial Court ought to have allowed the application by allowing the applicant to amend such pleadings.

4. In view of the above, the trial Court is directed to allow the applicant to amend the pleadings as suggested.

5. The instant Civil Revision Application stands disposed of in the above terms.

JUDGE

Jabbar