



AMENDMENT OF PLEADINGS

ANSWER OUTLINE



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1. Introduction:

2. Applicable Law:

- i. Order VI Rule 16, 17 and 18
- ii. Section 153

Of Code of Civil Procedure, 1908

3. Definition of Pleading:

Order VI, Rule 1

“Pleading shall mean plaint or written statement.”

4. Meaning of Amendment in pleadings:

“Amendment of pleadings means correction of some error or defect in plaint or written statement.”

5. Categories of amendment of pleadings:

- I. Suo motu amendment u/ sec 153:**
2012 CLC 1887
- II. Amendment on application u/order Vi ,rule: 16 and 17**
PLD 1989 Quetta 21
 - a. Amendment u/ rule 16 :
 - b. Amendment u/rule 17:

6. Who may apply for amendment:

7. Amendment of Pleadings U/Order VI Rule 17:

- I. Who may Apply for Amendment:**
- II. Conditions for Amendment:**

PLD 2005 Lah 290

- III. Leave to amend by court:**

IV. When Amendment is allowed:

V. By which Court

VI. Powers of court regarding the amendment of pleading

- a. Mandatory Power of Court:
- b. Discretionary Power of Court:

VII. When Leave to amend is refused:

- a. Application is mala fide:
- b. Convert the character of suit:
- c. Un-necessary amendment:
- d. New case introduction:
- e. Deprivation of right:

VIII. Appeal:

- a. Mode of Amendment by Court:
- b. Mode of Amendment by Court:

8. Striking Out Pleadings:

Order VI rule 16

- I. Mode of Amendment by Court:
- II. At what time power is exercised:
- III. Categories of pleadings which can struck out:

9. Failure to amend after order:

10. Conclusion