

In the Court of Sukul Ram, Sub-Judge Cum ACJM, Narkatiaganj

Title Suit No. 36/2023

Sk. Mozamil.....Plaintiff
V/S

Bibi Saifun Nessa.....Defendant

<u>DATE</u>	<u>ORDER</u>	<u>REMARKS</u>
04.06.2026	Both parties filed their attendances. A petition dated 07.08.2025 has been filed on behalf of the intervenor petitioners under Order 1 Rule 10(2) of C.P.C. The petition of the intervenors is fixed for order today on 04.06.2026. Learned counsel of the intervenors prayed that this is suit for partition seeking 3/4th share in favour of plaintiff. It would be evident from the G.T. which has been given by the plaintiff at the foot of the plaint Shekh Ali Baksh was the common ancestor who had one son Shekh Juman, who latter on succeeded by three sons namely Shekh Farzan, Shekh Shamsul Haque and Shekh Abdul Haque who later on having got seperated from one another in mess and property by convenience and whatever the property held by Shekh Farzan which had held in partition by convenience Shekh Shamsul Haque and Shekh Abdul Haque and their respective decedents had on have got no concern with the land allotted to Shekh Farzan in partition by convenience Shekh Fazan had four sons namely Shekh Walik, Shekh Mozdar, Shekh Jamdar and Shekh Mozamil (plaintiff) out of whom Shekh Jamadar died issuess leaving his wife Saifun Nesha and full brother Shekh Mozamil. Shekh Farzan had one more son Shekh Mokhtar who predeceased his father. Shekh Mozdar died leaving behind his three sons Shekh Ebadul, Shekh Muzibur Rahman and Shekh Saidur Rahaman and Shekh Walik died leaving behind one son namely Shekh Alam. Admittedly the suit land detaild in shcedule no. 1 of the plaint along with other land is khatiyani land and petitioners are necessary party who entitled to right to relief in the suit whose presence is highly effectively to adjudicate the suit. It is therefore prayed that be pleased enough to allow this petition to be impleaded as intervenors defendants in the suit for the ends of justice. No rejoinder has been filed by plaintiff and	

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Continue 04.06.2026	defendant but petition of the intervenors was orally opposed by them. Heard the learned counsel for both the parties and perused the record. From perusal of the record it appears that the record has been fixed for order on the petition of the intervenors dated 07.08.2025 and prayed that petitioners are necessary party who entitled to right to relief in the suit whose presence is highly effectively to adjudicate the suit. From perusal of the record it appears that petitioners Shekh Sadre Alam, Shekh Ebadul, Shekh Muzibur Rahaman and Shekh Saidur Rahaman are necessary party in this suit. Therefore, in the interest of justice, the petition of the petitioners dated 07.08.2025 is hereby allowed and office cleark is directed to add the name of Shekh Sadre Alam, Shekh Ebadul, Shekh Muzibur Rahaman and Shekh Saidur Rahaman as defendants in this plaint in accordance with law. Put up on 08-07-2026 for further proceedings. Dictated Sub-Judge-I Narkatiyaganj	
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