

**28.04.2022**

Present : Sh.Jai Karan Adv., Ld. Counsel for plaintiffs with plaintiff no.1&2.  
Sh. Yogesh Sharma Adv., Ld. Counsel for defendant no.2 & 3.  
Defendant no.1 in person.

Though the LRs of defendant no.3 had already been taken on record but it appears that no amended memo has been filed by the plaintiff. Be filed positively by the next date.

Heard on the application under Order 14 Rule 5 CPC moved by the defendant for framing of additional issue regarding non-joinder of the necessary parties. This is a suit for partition and injunction. Ld. Counsel for plaintiff submits that the suit property belonged to Late Shri Rijhumal, who had three wives and the present plaintiffs are the children from the second wife, whereas the defendants are the children from the third wife. The application for framing of additional issues has been filed on the ground that the remaining LRs of Late Shri Rijhumal has not been impleaded, notwithstanding the fact that the details of those LRs have been mentioned in this application. Therefore, following additional issue is being framed:

**ISSUE:**

- 1. Whether the suit of the plaintiff is bad for non-joinder of necessary parties? OPD**

Application is disposed off accordingly.

Put up for P.E. on **13.09.2022.**

**(Munish Markan)**

ADJ-02/(SE), District Courts, Saket,  
New Delhi/28.04.2022