

05.12.2020

Petr. - D.L.P.
R1, 3 to 10 - M.G.P.
R11 - G.M.
R2(b) - Absent
R12 to 20 - S.G.S.
R21 - A.R.S.R.
R22 - Exparte

■ For Orders

ORDERS ON I.A.No.10

Petitioner filed this application under Order 6 Rule 17 r/w. Section 151 of C.P.C. and prays for permission to incorporate the left out properties of compromise decree passed in O.S.No.90/1948-49 in view of drawing the final decree to avoid multiplicity of proceedings.

2. On the other hand, the respondents No.7, 9 and 10 filed objection and prays to reject the application.

3. Heard the arguments and perused the case papers.

4. This court perused the copy of the decree produced by the petitioner. In the said decree the properties mentioned in the present application were not included. When such being the case, question of adding the properties without any piece of materials is not proper. Apart from that, the respondents No.7, 9 and 10 filed objection wherein they clearly stated that, the petitioner had filed O.S.No.333/2010 for the relief of partition. Hence, this application is not maintainable. Hence, I.A.No.10 is rejected.

It is a matter of 2012, hence all the parties are hereby directed to co-operate of early disposal.

Call on 23.12.2020.

(B. DILEEP KUMAR)
Senior Civil Judge & JMFC.,
Devanahalli.