

ORDER ON I.A.No. IV to VI

This order arising out of I.A's filed by Lrs of plaintiff No.2 U/o 22 Rule 3 R/w 151 of CPC, U/o 22 Rule 9 R/w 151 of CPC and U/s 5 of Limitation Act, seeking to permit them to come on record as legal heirs of deceased plaintiff No.2 by name Late Narasimhappa and to set aside the abatement of suit against the plaintiff No.2 and also condone the delay in filing above I.A's for setting aside abatement.

2. On the other hand defendant has filed objection to above I.A's and contended that, application filed by plaintiff is not maintainable either in law or on fact. Hence prays to reject the application .

3. Since, suit is one for permanent injunction and the applicants claim to be legal heirs of the deceased plaintiff , Hence it is proper to allow the above I.As. Hence, following.

ORDER

I.A No. IV to VI filed by Lrs of plaintiff U/O 22 Rule 3 R/w Section 151 of CPC, I.A .U/O 22 Rule 9 R/w Section 151 of CPC and I.A.U/s 5 of Limitation Act is hereby allowed with cost of Rs.300/-.

Accordingly, plaintiff is permitted to bring the Lrs of plaintiff No.2 on record as per the above said I.A.

The plaintiff is directed to carry out necessary correction in the plaint and to furnish amended plaint.

For amendment by

Prl. Civil Judge and JMFC.,
Devanahalli.