

Orders on I.A.No.4.

The plaintiffs through plaintiff No.4 have filed this application U/o.1 R. 10 (2) of CPC. Thereby prayed to permit them to implead proposed defendants as defendant No.4 to 13 as they are necessary and proper parties to the suit. Hence prayed to allow the application.

After service of notice the proposed defendant No.4 to 6 appeared through Sri.S.J advocate and proposed defendant No.7 to 9 appeared through advocate Sri.SKR. But, the proposed defendant No.10 to 13 even after service of notice remained absent.

The learned counsel Sri.S.J and Sri.SKR said no objections. As such I have heard the learned advocate and perused the records.

The instant suit is filed for partition and separate possession

against the defendants. The plaintiff No.4 has sworn to the effect that, when he verified the computerized RTCs he learnt the fact that, the names of proposed defendants in respect of schedule properties has been illegally entered in the revenue records.

It appears that, the proposed defendant No.4 and 5 are the sons of defendant No.2, the proposed defendant No.6 is sister of defendant No.1 and 2, the defendant No.7 and 8 are sons in law of D.1 and 2. Therefore considering the nature of the suit and available materials I am of the opinion that, the proposed defendants not only necessary parties, they are proper parties to the suit. Hence the following:

Order

The I.A.No.4 filed by the plaintiffs U/o.1 R.10(2) of CPC is allowed. Thereby plaintiffs is permitted to implead proposed

defendants as defendant No.4 to 13 by amendment to the plaint cause title with 7 days from this order and shall furnish amended plaint also. For compliance by 30.10.2023.

Sr. Civil Judge & JMFC.
Hiriyur.