

ORDER ON I.A.NO:VIII.

When the matter was posted for defendants evidence, the plaintiff reported the death of defendant N0:12 and filed present application U/Or.22 Rule 4 of C.P.C for bringing Legal Heirs of defendant N0:12 i.e defendant N0:12(a) to (e) as detailed in the application.

1. In the affidavit annexed to the application, the plaintiff stated that, present suit is filed for the relief of partition and separate possession and defendant N0:12 died leaving behind her husband and children i.e defendantN0:12(a) to (e), who are necessary parties to this proceedings and prayed to allow the application.

2. Notice served upon defendant N0:12(1) to (e) on this application and Sri. YMR advocate appeared and submitted no objections to the application.

3. Heard. Perused. Since, present suit is filed for the relief of partition and separate possession, legal hairs of the deceased defendant N0:12 are necessary

parties to this proceedings. In their absence, this suit cannot be decided effectively. Accordingly, I proceed to pass the following.

ORDER.

The IA NO:8 so filed by the plaintiff U/Or.22 Rule 4 of C.P.C is hereby allowed.

The plaintiff is directed to carry out amendment of plaint accordingly and to submit amended plaint.

Call on for amendment of plaint and amended plaint by 07-07-2023.

Senior Civil Judge & JMFC.

Channagiri.

