

Ex. No. 43/2020

ORDER ON IA No.III

This is an application filed by the Decree Holder U/Sec.50 of CPC seeking order to bring the LR's of deceased Jdr. No.4.

After presenting the said IA notice on IA has been issued to the proposed LR's of Jdr. No. 4, reported as served but they all remained absent.

Heard on application.

Perused the materials.

Upon perusal of the materials it appears that the present execution petition is related to the Judgment and Decree passed in OS. No.49/2000 dated.25-06-2010 and RA No.79/2010 dated.05-11-2019. This is execution petition in relation to ownership and the prohibitory order of permanent injunction. The death of Jdr. No.4 is not in dispute. Therefore in order to get the fruits of the above said Decree the proposed LR's of Jdr. No.4 became necessary party in order to adjudicate the matter. Hence without going to the other aspects in order to proceed further against LR's of Jdr. No.4 it is just and necessary to allow the application. Hence I proceed to pass the following.

ORDER

IA No. 3 filed by the Decree Holder
U/Sec.50 of CPC is hereby allowed.

The Dhr is permitted to bring the legal
representatives of deceased Jdr. No.4 on record.

Amendment and Amended petition by
31-01-2025.

**Sr. CJ and JMFC, Shiggaon.
Sitting at Savanur.**