

04.06.2024.

**ORDERS ON IA No.1/2024 FILED
UNDER ORDER I RULE 10(2) READ
WITH SECTION 151 OF CPC**

Instant application has been filed by the petitioner under Order I Rule 10 of CPC, requesting the court to implead proposed party, whose name shown in schedule to the application as respondent No.1 to the petition in the interest of justice and equity.

2. In pursuance of notice on I.A., the proposed party appeared through counsel and filed detailed objection to I.A.

3. Heard the learned counsel for petitioner. As counsel for proposed party absent, hearing on I.A. on behalf of proposed party taken as nil. Perused the records.

4. The applicant who is 1st petitioner sworn to his affidavit filed in support of application that, the petitioners have issued legal notice to proposed party requesting to furnished details of FD and saving accounts held in the name of deceased Gowramma.

Though notice issued by petitioner served on proposed party there is no any response. The proposed party in their statement of objections contended that, petitioners given wrong details, hence their application not consider. Further, the proposed party submitted in his objections that Bank is ready to obey the direction and order of the court.

5. On going through the subject matter involved in petition, presence of proposed party is very much necessary for effective adjudication of dispute involved in petition. Their exists sufficient ground to implead proposed party as respondent to the petition. Hence, I proceed to pass the following:

ORDER

I.A.No.1/2024 filed by petitioner under Order I Rule 10(2) r/w Section 151 CPC is hereby allowed.

No order as to cost.

The petitioners are permitted to implead proposed party whose name shown in schedule to the application as

respondent to the petition and amend the cause title of the petition by impleading proposed party as respondent and to furnish amended petition copy on next date of hearing without fail.

Call on 7.06.2024.

XXVIII ACC & SJ., B'luru.