

ORDER ON I.A.NO.VIII

I.A.No.VIII is filed by the applicant/plaintiff U/o XXII Rule 4 R/w Sec.151 of CPC with a prayer to bring the legal heirs of deceased defendant No.3 as defendant No.1(a) to (c).

2. The application is supported by affidavit of plaintiff. In the affidavit, it is stated that, during pendency of the suit, the defendant No.3 expired leaving behind the proposed parties as his legal heirs. **The proposed parties stated that, defendant No.3 died on ////. The proposed parties also produced death certificate.** There is no delay in bringing legal heirs of defendant No.3 on record. The heirs of deceased defendant No.3 are necessary and proper parties to this suit for adjudication of dispute. Hence, on these grounds, she prayed for allowing the application.

3. The advocate for defendants submits no objection.

4. It is stated by the plaintiff that, there is no delay

in bringing the LR's of defendant No.3 on record. If the LR's of the deceased defendant No.3 are not brought on record, the proposed parties will be put to loss. On the contrary, relationship of the proposed parties with deceased is not disputed by the defendants. That, the LR's of deceased being children are necessary parties to the suit. Hence, this court is of the considered opinion that, proposed parties have made out grounds in bringing legal representatives of plaintiff. Hence, this court proceed to pass the following:-

ORDER

I.A.No.VIII filed by the
applicant/plaintiff U/o.XXII Rule 4 R/w
Section 151 of CPC is hereby allowed.

Plaintiff is hereby permitted to bring
legal of heirs of deceased defendant No.4
on record as defendant No.3(a) to (c).

The plaintiff is directed to make
necessary amendment and to furnish the

amended plaint within 14 days as required
under the provisions of Order VI Rule 18.

For amendment.

Call on:

(Dictated to the Stenographer directly on the computer typed by her, corrected and pronounced by me in the open court on this the **23rd day of April, 2026**).

**Prl. Civil Judge & JMFC,
Nagamangala.**