

Order on I. A.No.II

The application I.A.No.II is filed by Applicants U/o 22 Rule 3 of CPC praying for an order to implead themselves as legal heirs of deceased plaintiff.

2. The application is supported by affidavit of one of the Applicant and it is sworn that the original plaintiff is the grandmother of the Applicants and she died by leaving behind the Applicants as her legal heirs. It is also sworn that there are no other legal heirs to the plaintiff. Hence prayed to allow the application.

3. The counsel for defendants submitted no objection to the application.

4. Heard the arguments of counsel for plaintiff.

5. The original plaintiff has filed present suit for declaration and permanent injunction. During pendency of the suit, the original plaintiff was dead and the Applicants

have filed present application to implead them as legal heirs of deceased plaintiff. The Applicants have also produced the family genealogy affidavit sworn before Notary Public and on perusal of the said affidavit, the Applicants are only the legal heirs of the original plaintiff. The defendants have not filed any objection to the application nor raised any objection to the said family genealogy. The present impleading application is filed within the period of limitation. Hence this court proceed to pass the following:

ORDER

The application I.A.No.II filed by Applicants U/o 22 Rule 3 of CPC is hereby allowed.

The applicants are hereby permitted to implead themselves as plaintiff

**No.1(a) to 1(c) and carryout
necessary amendment.**

No order as to cost.

**For amendment and
amended plaint.**

Call On: 13.02.2025.

**(Sandesh Prabhu. B)
Senior Civil Judge & J.M.F.C
H.D.Kote**