

ORDER ON I.A.VI

The plaintiff filed the application under Order I Rule 10 r/w Section 151 of C.P.C., to implead the proposed defendants as defendants No.24 to 27, because they are the purchasers of family properties. It is further explained that, the suit is filed for partition and separate possession. However, recently it has come to her knowledge that the proposed defendants have purchased suit schedule property before partition. Suppose the purchasers are not made as parties, it would cause hardship to the plaintiff. Hence, filed the application.

2. Notice on I.A.VI was given to the proposed defendants, they have not appeared in spite of service of notice. Therefore, objection to I.A.VI is taken as nil.

3. Heard the counsel for the plaintiff.

4. The suit is filed for partition and separate possession. As described by the plaintiff the proposed defendants are the purchasers of some items of family properties shown in the plaint. Suppose the purchasers are not made as parties, it would cause hardship to the plaintiff to get effective decree and judgment. Therefore, I.A.VI is allowed.

To file amended plaint call on 22.10.2024.

Senior C.J. & JMFC.,
Nanjangud.

10.09.2024