

ORDERS ON I.A. No. VIII

I.A.No.VIII filed by the Plaintiff under Order 1 Rule 10(2) of CPC to pass an order to implead the proposed defendants to come on record as additional defendant No.5 to 10 in the present case.

2. In the affidavit she has stated that, after filing of the suit she came to know that the proposed defendants are the necessary parties to the suit. The said proposed defendants are just and necessary to implead as defendants to prove the case in hand. If the application is allowed no hardship would cause to other side. Hence he is the necessary party and prays to allow the I.A.

3. The counsel for proposed defendant No.5 to 10 submitted no objections to IA No.VIII.

4. Heard and perused.

5. The present suit filed by the plaintiff for the relief of partition. Due to illiteracy and less knowledge, the proposed defendants were not made as parties to the suit. The proposed defendant No.5 to 10 are the necessary parties to the suit. Remaining contentions of both parties pertain to the merits of the case. All the contentions can be kept open

for adjudication during the trial. Hence present I.A. deserves to allowed. Therefore I proceed to pass the following:-

-.ORDER:-

I.A. VIII filed by the Plaintiff under Order 1 Rule 10(2) of CPC is hereby allowed. The proposed defendants are permitted to implead as defendant No.5 to 10.

To carry out the amendment and amended plaint call on

***I Addl. Civil Judge & JMFC.,
Nanjangud.***