

ORDERS ON IA No. XVI
FILED BY THE PLAINTIFF

The plaintiff has filed I.A. No.XVI under Order XXII rule 4 R/w.sec.151 of CPC and prayed to permit the L.Rs. of deceased defendant No.12 to come on record.

Heard and perused. Counsel for D12(a) submits no objections to IA No.XVI.

Perused the application and also supportive affidavit and also other materials available on record. I am satisfied on the grounds urged in the I.A.No.XVI and it is necessary to bring the legal representatives of the deceased defendant No.12 on record to adjudicate the matter effectively. Moreover, the right to sue survives in favour of the legal representatives of deceased defendant No.12. In the present case, the cause of action also survives for legal representatives of deceased defendant No.12. Therefore, I am of the view that the application filed by the plaintiff is hereby and made out sufficient grounds to allow the application. Hence, I proceed to pass the following

ORDER

The IA No.XVI filed by the plaintiff is hereby allowed.

The L.Rs. of deceased defendant No.12 i.e., D12(a) is permitted to come on record.

The plaintiff is hereby by directed to carry out the necessary amendment in the original plaint and to furnish amended plaint.

For compliance by

I ACJ., & JMFC., Nanjangud