

The plaintiffs have filed this IA under Order 1 Rule 10(2) r/w Sec.151 of CPC to implead the proposed opponent as defendant No.4 to 14 in the present suit. The notice of IA was served on the proposed defendants. The proposed defendants remained absent.

2. Heard Smt.MNV advocate on IA.

3. The plaintiff has filed this suit for declaration and permanent injunction against the defendants in respect of the suit schedule property. The proposed defendants have got entered their names to the records of the suit schedule property and this fact was came to the knowledge of plaintiff recently. Therefore, the plaintiff has filed this application to implead them as defendants to the present case. Further if the application is not allowed it would lead to multiplicity of proceedings.

4. Further it is urged in the affidavit that, if the application is not allowed the plaintiff will be put to great hardship and inconvenience on the other hand if the application is allowed no hardship or injustice will be caused to the other side.

5. I have perused the documents available on record.

6. It is submitted that after the filing of the suit the plaintiff came to know that the proposed defendants colluding with revenue officials have got mutated their names to the kathas of the suit

schedule properties. Hence, he has filed this present application. It is further urged that the proposed defendants are the necessary and proper parties to the present suit and without impleading them as parties to the present suit, the matter could not be adjudicated effectively.

7. Therefore, considering all these aspects, I am of the opinion that the proposed defendants are the necessary parties to the present suit. Hence, IA filed by the plaintiff is deserves to be allowed. Hence I proceed to pass the following order.

**:: ORDER ::**

**I A filed by the plaintiff under Order 1Rule 10(2) r/w Sec.151 of CPC is here by allowed.**

**The opponents are impleaded as defendant No.4 to 11 in the present suit.**

**Plaintiff is directed to carry out necessary amendment to the original plaint. Call on for amended plaint copy.**

**Issue summons of amended plaint copy to the defendant No.4 to 11 through RPAD if PF paid.**

**The plaintiff is hereby directed to take necessary steps to implead the necessary parties to the present suit on next date of hearing without fail.**

**Call on for amendment of plaint  
16.8.2017**

**I Addl. CJ & JMFC  
Nanjangud**