

ORDERS ON I.A. No. V

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

2. In the affidavit she has stated that, the suit is filed for the relief of specific performance of contract against the defendant. After she filed this suit, she has filed IA U/s.39 Rules 1 & 2 against the defendant from alienating the suit schedule property till disposal of the suit and this court has allowed the same. Even after getting temporary injunction order from the court, the defendant has disobeyed the order of this court and she has given Registered Sale agreement dated:06.11.2025 in the Nanjangud, Sub-Registrar's office to the proposed defendant No.2. Hence, she has filed this application.

3. No objections filed on behalf of proposed defendant No.2. Hence, objections taken as nil.

4. Heard and perused.

5. The present suit filed by the plaintiff for the relief of specific performance of contract. The proposed defendant No.2 is the Registered sale deed agreement holder of the suit schedule property to which the defendant has made sale agreement. Hence, he is necessary party 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 be allowed. Therefore I proceed to pass the following:-

-.:ORDER:-

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

To carry out the amendment and amended plaint call on

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