

ORDERS ON INTERIM APPLICATION
ON I.A NO.5

The applicant/petitioner No.2 has filed application U/o 22 Rule 4 r/w Sec.151 of CPC with a prayer to bring the legal representatives of deceased respondent on record in the interest of justice and equity.

Perused the said application.

Notice served to the proposed Lrs of respondent No.1(a) to (f) and they have remained absent. Hence, objection is taken as Nil.

Heard and perused the materials on record.

As stated by the applicant/petitioner No.2, the respondent has been reported to be demised. Hence, in order to prosecute the matter further, the petitioner No.2 intends to place the legal representative of respondent on the record. However, the Lrs of respondent No.1(a) to (f) have not appear before the court and hence objection is taken as Nil and the presence of legal representatives for adjudication of the present matter is to be considered. Hence, considering all these facts on record and in order to avoid multiplicity of proceedings, the application deserves to be allowed. Hence, this court proceeds to pass the following:

ORDER

The application U/o 22 Rule 4 r/w Sec.151 of CPC filed by applicant/petitioner No.2 is hereby allowed.

Consequently, the respondent No.1(a) to (f) is placed on record to proceed with the suit as the legal representative of respondent.

For amendment and for amended plaint, the petitioners are directed to appear before the CMO and comply the required procedure of amendment and furnish amended petition and office to verify the same and put up before the court and also the petitioners are directed to take steps to bring the said Lrs of respondent No.1(a) to (f) on record.

Issue summons to Lrs of respondent No.1(a) to (f) if P.F paid by

Sd/-
I A.C.J. & JMFC, Kanakapura.