

Orders on I.A.No.15

1. The Plaintiff No. 2 & 3 have filed this application under Order 1 Rule 10(2) of CPC praying to add the opponent mentioned in this application as party Defendant No.11 in the suit. In the affidavit annexed to this application, the aforesaid plaintiffs contend that initially this suit was filed by the plaintiff Lakshamakka against the defendants and subsequently these plaintiffs have been transposed as Plaintiff No.2 & 3 in this suit. That the Defendant No.3 who is the brother of the mother of Plaintiff No.2 have got changed the revenue documents in his name by suppressing the original G-tree and taking advantage of the same have executed sale deed in respect of Item No.1 & 2 suit properties in favour of the opponent herein to deprive the right of these plaintiffs and the opponent herein have been making hectic attempts to alienate the same and since the suit properties Item No.1 & 2 now stands in the name of the opponent, he is the

necessary party and hence the application.

2. Per contra, the opponent though represented by his pleader has not resisted the application

3. Heard and perused.

4. On perusal of the materials placed on record, PW2 in this suit has got marked Ex.P7 being the sale deeds executed in favour of opponent herein by Defendant No.3. As such the Item No.1 & 2 properties stands in the name of opponent, and hence third party interest has been created over the suit schedule properties Item No.1 & 2 during the pendency of the suit, therefore, it is imperative to add the opponent herein as party to the suit in order to adjudicate the suit effectively and hence this Court opines that the opponent herein is the necessary party to the suit and proceeds to pass the following:

ORDER

I.A.No.15 filed U/o 1 Rule 10(2) of CPC is hereby allowed.

Consequently, the Opponent herein is arraigned as party Defendant No.11 in this suit.

**For amendment and amended
plaint by 04/06/2025**

Sd/-

ACJ & JMFC, C.N.Halli