



IN THE COURT OF ADDL. CIVIL JUDGE AND JMFC.,
KUNIGAL

Present:

Sri. Manjunath Shivapooji, B.A., L.L.B.,

Addl Civil Judge & JMFC., Kunigal.

Dated: 7th day of April, 2026

O.S.NO.8/2021

Plaintiff : B.Chandraiah

V/s

Defendants : Smt.Ningamma @ Dundamma
and others

I.A

Applicant : Sri.Kalappa

V/s

Opponents : Smt.Ningamma @ Dundamma

ORDERS ON APPLICATION FILED BY THE APPLICANT
UNDER ORDER I RULE 10 OF CPC

On perusal of plaint, it appears that plaintiffs have filed
this suit for the relief of declaration and injunction against the



defendants with respect to suit properties.

2. The applicants have filed IA U/O 1 Rule 10 of CPC to implead themselves as proposed plaintiffs No.2 to 5 in this suit. The proposed plaintiffs are also the necessary parties to this suit. If the proposed plaintiffs have impleaded as plaintiffs No.2 and 5 no harm will be caused to defendats. Hence, prayed to allow the application.

3. On the other hand, the defendants have filed objections.

4. Heard arguments.

5. On basis of the application and documents on record, the following points that arise for the determination of this court.

1. Whether the application deserves to be allowed?

2. What order?



6. My findings on the above points are as under:

Point No.1 : In the *Affirmative*

Point No.2 : As per final order for the following:

REASONS

7. **Point No.1** : The plaintiffs have filed the present suit for the reliefs of declaration and injunction with respect to the suit schedule properties against the defendants.

8. In this case, the applicant in support of application has furnished the documents. This court has perused the said documents. The plaintiffs have filed this suit for the relief of declaration and injunction. Hence, this court has come to the conclusion that, the proposed plaintiffs are necessary parties to the suit.

9. Therefore, this court is of the opinion that to decide the matter fully and finally the IA filed U/O 1 Rule 10 CPC is



deserves to be allowed. In the absence of proposed plaintiffs, suit cannot be decided. If the application is allowed and the proposed plaintiffs are brought on record as plaintiff No.2 to 5, no harm will be caused to the defendants. Hence, to avoid the multiplicity of the proceedings, this court inclined to allow the IA U/O 1 Rule 10 CPC in the interest of justice and equity. Accordingly, point No.1 is answered in the **Affirmative**.

10. Point No.2: For the above discussed reasons, this court proceeds to pass the following;

ORDER

IA filed U/O 1 R 10 of CPC is
hereby allowed.

The plaintiffs are directed to
amend the cause title and to furnish
amended plaint by 22.04.2026.

Sd/-

Addl Civil Judge and JMFC,
Kunigal.