

Order on IA. I filed U/o 22 Rule 3 of CPC

The proposed DHR No.1 has filed this application U/O.22 Rule 3 of CPC, seeking permission to bring on record as L.R.s of DHR No.1(a) to (d).

In the accompanying affidavit to the application it is stated that during pendency of the petition the DHR No.1 died on 25/01/2023 leaving behind the proposed DHR No.1(a) to 1(d) as his Class-I legal heirs. However, as per law it is very much necessary to bring on records as L.Rs. of DHR No.1.

The counsel for the JDR has not filed objections to the above I.A.s.

Heard the learned counsels for the DHR and JDR counsel. Perused the materials available on record.

During pendency of this petition, the DHR No.1 died. The legal heirs of DHR No.1(a) to 1(d) are the necessary parties to this petition to decide the matter effectively and the right to sue survives against the legal heirs of DHR No.1(a) to (d). Therefore, in the

interest of justice the application deserves to be allowed. Hence, I proceed to pass the following:

ORDER

The I.A. No.I filed by proposed DHR No.1(a) under O.22 Rule 3 of CPC is hereby allowed.

The legal heirs of DHR No.1 are impleaded to this petition as DHR No.1(a) to 1(d).

For amendment and amended petition by 23/05/2023.

**Prl.Civil Judge & JMFC-II,
Karwar**