

KAUK510004892023



**ORDERS ON I.A NO.II, IV AND V**

I.A No.II and IV are filed by the plaintiff under Order 1 Rule 10 of C.P.C for impleading proposed defendants as defendants No.4 to 41.

Whereas, I.A No.V is filed by the defendant No.1 under Order VIII Rule 1-A(3) of C.P.C for production of documents.

So far as I.A No.II and IV are concerned, the plaintiff has filed separate affidavits in support of the instant applications wherein, it is stated that, the proposed defendants are also attempting to disturb the possession of the plaintiffs over the suit schedule property even from the date of prior to filing of the suit.

On the other hand, the proposed defendants have orally objected to the instant application.

Haivng regard to the reasons stated in the affidavits filed in support of the instant applications, Court opines that, the proposed defendants are necessary parties to determine the real questions of controversy.

Hence, I.A No.II and IV filed by the plaintiff under Order 1 Rule 10 of C.P.C are allowed.

The plaintiff is permitted to carry out necessary amendment to the plaint and to furnish amended plaint.

So far as I.A No.V is concerned, the same is filed for condonation of delay in production of documents by the defendant. The suit is still at initial stage. No harm would be caused to the other side if the instant application is allowed.

Hence, I.A No.V filed by the defendant No.1 under Order VIII Rule 1-A(3) of C.P.C is hereby allowed.

The defendant No.1 is permitted to produce the documents.

The documents along with list of documents stated as 07.11.2023 produced by defendant No.1 are taken on record.

For amended plaint, call on 02.07.2024.

**Civil Judge & JMFC.,  
Haliyal.**