

R.C.S. No. 56/2021  
Karanbai .Vs. Mohanlal & Ors

**ORDER BELOW EXH. 20**

1. The plaintiff moved present application for addition of proposed defendant No. 9 to 12. Defendants filed say and strongly objected the present application and contended that the application is time barred. Finally they prayed for rejection of present application.

2. Proposed defendant No. 9 & 12 appeared and not shown any interest to file say. Proposed defendant No. 10 & 11 failed to appear in spite receipt of notice.

3. Perused record. Heard both Ld. Advocates. It reveals that defendant No. 2 Gendlal appears to be died in the year 1991 as per Bailiff Report. Obviously the suit can not to be entertain against dead person. Therefore the defendant No. 2 has been deleted.

4. Proposed defendants are legal heirs of deceased defendant No. 2. The suit being for partition proposed defendants needs to be added since their interest is involved in suit property. Hence I pass following order.

**ORDER**

1. The application (Exh. 20) is allowed.
2. The defendant No. 9 to 12 be added.
3. Plaintiff to carry amendment accordingly.

Place : Tirora  
Date : 17.03.2022

( V. G. Karmore )  
Civil Judge (Jr. Dn.), Tirora.