

MHJG160004582024 	R.C.S.No.45/2024 Bhagwat and other Vs. Grampanchayat, Pahur
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ORDER BELOW EXH.26

This is an application by defendant nos.1 & 2 to direct the plaintiffs to add District Collector, C.E.O. and Tahsildar, Jamner in the suit as party defendants on the count that the plaintiffs have instituted the suit in respect of the open space, which is belonged to the public authorities. Hence addition of these parties is necessary.

02. The plaintiffs have strongly opposed the application.

03. Heard both sides. Perused the record.

04. Record shows that the suit is for declaration and injunction. The plaintiffs have joined Grampanchayat Pahur in the suit as defendant nos.1 & 2. As per the said defendants, District Collector, C.E.O. and Tahsildar, Jamner are necessary parties to the suit. The plaintiffs are however opposing the same. Admittedly, the plaintiffs are master of their suit. They are dominus litis of the suit. They have right to choose persons against whom they wish to

litigate. It is further said that if the plaintiffs failed to include a necessary party in the suit, they do so at their risk, which may lead to dismissal of suit. But, still defendants cannot dictate them to add parties. Hence, the application is reject.

Date :- 30/07/2026

Place :- Jamner.

(Y.S. Akhare)

Jt. Civil Judge Junior Division,
Jamner.