


MHKO070013622022 	<b><u>ORDER BELOW EXH.33 IN SPECIAL CIVIL SUIT NO.63/2022.</u></b> Jayprakash M. Bairagi and anr., Vs. Sarladevi G. Bairagi and anr.,
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The present application is filed by the plaintiffs under Order I Rule 10 of the Code of Civil Procedure, 1908 for joining the additional defendants. The defendants have filed their say and objected the application.

2. Heard both sides. Perused the application, say and record. On perusal of the same, it appears that the plaintiffs have filed the present suit for declaration, partition and separate possession. By way of present application, the plaintiffs have alleged that the proposed defendants are the co-sharers and interested person in the suit properties. Furthermore, they have alleged that the heirs of defendant No.7 has sold the suit property bearing Gat No.2112 to the defendants No.9 and 10. Therefore, they are necessary parties in the present suit. As discussed above, the present suit is filed for declaration and partition of the suit properties, all the co-sharers are the necessary parties. Moreover, the purchasers of the joint family properties are also necessary parties in the present suit. It appears that the defendants have not denied that the proposed defendants are co-sharers or purchasers of the suit properties. In such circumstances, it is just and proper to permit the plaintiffs to join the proposed persons as a defendants in the present suit. In the result, I pass following order.

**ORDER**

1. The application (Exh.33) is allowed.
2. The plaintiffs are permitted to join the alleged persons as a defendants as prayed, within the period of 14 days.

3. The plaintiffs to file the copy of amended plaint accordingly.

Date : 09.01.2026.

**( P.A.Patil )**  
Jt. Civil Judge Senior Division,  
Jaysingpur.