

	<u>Order below Exh. 27 in R.C.S. No. 572 of 2022</u> (Passed on this 03rd November, 2025) Jijabai & Ors. Vs. Vasant and Ors. CNR No.MHLA050023912025
---	---

01. The present application filed by plaintiff no. 2 and 3 to transpose plaintiff no. 01 as defendant no. 04.

02. In the application it is stated that plaintiff no 01 is not interested to proceed with the suit, therefore she be transpose as defendant. Defendant in their say stated that they have strong objection to allow this application.

03. From the record it appears that plaintiff no. 01 has filed pursis at Exh. 25 stating that when the present suit was filed, she was not in a good mental condition and she is not interested to proceed further against the defendants.

04. The present suit is filed for partition and separate possession. In a such suit, all coparceners and legal heirs are necessary parties to enable the court to pass and effective decree. Therefore, even it plaintiff no. 01 does not wish to actively prosecute the suit, her presence on records as a party is necessary for proper adjudication of rights. Hence I passed following order.

ORDER

1. The application is allowed.
2. Plaintiff no 01 is hereby transposed as defendant no. 04 in this suit.
3. Necessary amendment in the cause title be carried out accordingly.

Place :- Ahmedpur.
Date :- 03/11/2025.

(R.D. Wabale)
Jt. Civil Judge Senior Division,
Ahmedpur.