



ORDER BELOW EXH.16 IN R.C.S. NO.27/2020

(Rajendra and Ors. -Vs- Shobha and Ors.)

01. This is an application filed by plaintiffs under Order-1 Rule-10 of Code of Civil Procedure for addition of party. It has contended that present suit is filed for the relief of declaration and partition. During the pendency of suit defendant No.01 to 03 have alienated 0.90 H.R. area of suit land to one Ranjana Sanjay Gomekar. Therefore, she is necessary party to the suit. Hence, plaintiffs have prayed to allow the application.

02. The notice was issued to the proposed defendant. She has appeared and objected the application on the ground that she is not necessary party to the suit.

03. Perused the application and say. I have gone through the record. Heard counsel for both the parties.

04. Plaintiffs by way of present application, seeking permission to add proposed defendant in the suit. As per their contention during the pendency of suit defendant No.01 to 03 have alienated 0.90 H.R. area of suit land to one Ranjana Sanjay Gomekar. Therefore, she is necessary party to the suit. The plaintiffs have filed on record copy of

sale deed below list of document Exh.22, which shows that defendant No.01 to 03 have alienated suit property to the proposed defendant. As such, to adjudicate dispute between the parties, she is necessary party to the suit. In pursuance of notice she is appeared in the suit. Considering these facts, application filed by plaintiffs deserves to be allowed. Hence, following order is passed.

ORDER

- 01] Application Exh.16 filed by plaintiffs is allowed.
- 02] Permission is granted to plaintiffs to add proposed defendant in the suit as defendant No.04.
- 03] Plaintiffs to carryout necessary amendment and filed copy of amended plaint on record within stipulated period.

(P. K.Mutkule)
Civil Judge Junior Division,
Kuhi, Dist. Nagpur.

Date :- 15.04.2026