

CNR NO. MHPU100001812023 	Shri. Mubarak Abbas Shaikh Vs. P.C.M.C. & Ors.
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ORDER BELOW Exh. 24.
(Passed on dated:- 10/05/2024)

This application is filed by third party Mr. Abbas Kasambhai Shaikh. It is submitted on his part that suit property is his ancestral property and he got suit property by partition. Plaintiff is his son. The plaintiff is not the owner of the suit property. It is submitted that the suit property is owned and possessed by this applicant. Hence, rights and interests of this applicant is involved in the subject matter of this suit. Hence, it is prayed that this applicant be impleaded in the suit as defendant no.5.

2. The plaintiff failed to file say on this application. Therefore, it is treated as no say.

3. Heard ld. advocate for third party. Considering the application, say, documents and arguments of applicant, it *prima-facie* appears that he is the owner of suit property. *Prima-facie* it appears that the present applicant's rights and interests are connected with the suit property. Hence, I am of the opinion that to decide the suit on merit, it is necessary to implead the present applicant in this suit in the position of defendant. Therefore, I proceed to pass the following order -

ORDER

1. Application is allowed.
2. The present applicant be impleaded as the defendant No.5 in the present suit.
3. The plaintiff has to carry out this amendment on or before next date.

Dated: 10/05/2024.

(S. P. Kulkarni)
Civil Judge Junior Division
P.C.M.C. Court, Akurdi, Pune.

CERTIFICATE

"I affirm that the contents of this P.D.F. file order are same word for word as per original order.

Name of Stenographer	:-	P. B. Jadhav (Grade III)
Court Name	:-	Smt. S. P Kulkarni (J.M.F.C.) Civil and Criminal Court (P.C.M.C.), Akurdi, Pune.
Date	:-	10/05/2024
Order signed by presiding officer on	:-	10/05/2024
Order uploaded on	:-	10/05/2024