

ORDER BELOW EXH.34

This is application filed by the plaintiff for under Order 6 Rule 17 of CPC for adding Aniket Rajaram Zende, Dhanraj Dattatraya Kale and Girish Ananta Zende as during the pendency of suit, defendant no.1 on 17/01/2025 sold Gat Nos.2457 and 2648 vide sale-deed No.652/2025 which is recorded vide ME No.8282.

On 12/02/2025, defendants no.21 to 24 sold Gat No.2457 vide sale-deed No.1752/2025 to Aniket Rajaram Zende.

On 12/02/2025, defendants no.13 to 15, 17 and 18 executed agreement to sale of Gat Nos.2457 and 2648 in favour of Aniket Rajaram Zende vide No.1750/2025. Therefore, the above said persons be added as defendants no.25 to 27.

2] The defendants filed say vide Exh.43 contending that the above said persons are not necessary and proper parties. If the application is allowed, the nature of suit will be changed. Hence, prayed to reject the application.

3] The suit is filed for declaration and injunction. The verified copies of of above said sale-deeds and agreement to sale are on record. Hence, addition of the parties as mentioned in the application is necessary and proper to determine the controversy between the parties once for all, so also to avoid the multiplicity of the proceedings. Hence, I pass following order.

ORDER

- 1] Application is allowed .
- 2] Plaintiff to comply and file amended plaint on or before next date.

Dt.13/03/2025

(Shri M.S. Bharad)
2nd Joint Civil Judge, J.D., Saswad