

**R.C.S. No.04/2017.**

**Nanasaheb Jadhav Vs. State.**

**CNR NO.MHST-05-000064-2017**

**Order Below Exh.39**

Plaintiffs have moved the present application by taking recourse to Order 6 Rule 17 of the Code of Civil Procedure, 1908, contending therein that, he has filed the suit for declaration of ownership in respect of 7R land in Gat No.426/1 at mauje Kharade, taluka Karad. According to plaintiffs, they have sold 5R land out of the said gat number to the government and as per the sale deed, Land Record Office, Karad has prepared the map and even alienated the plots but, to the revenue record name of the government is shown to the whole gat number due to the act of Land Record Office, Karad and so, plaintiffs want to add Deputy Director, Land Record, Karad as a party defendant in the present suit.

02. Application is supported by affidavit. Contention of plaintiffs is to the effect that, they have sold some portion out of the Gat No.426/1 to the government but, due to the act of the Land Record Office, Karad, name of the government is shown to his land also and so, he has filed the present suit in which according to him proposed party is a necessary party. When allegation is to the effect that, due to the act of land record office wrong mutation is shown then the land record office, Karad is necessary and proper party in order to effectively to decide the dispute. Hence, in view to Order 1 Rule 10 of the Code of Civil Procedure, 1908, I pass the following order.

**ORDER**

- 1) Application is allowed. Proposed party be added as a party defendant in the present suit.
- 2) Plaintiffs to carryout amendment accordingly and file amended copy of plaint within 14 days.

Karad.  
Date :- 19/04/2022.

(Y.H.S. Deshmukh)  
Jt. Civil Judge Senior Division,  
Karad.