

Reg. Civil Suit No.220/11
Laluabai Gophane V/s.Baban Thengil
CNR NO.MHST140014662011

ORDER BELOW EXH.157

This is an application filed by plaintiff no.1 & 2 for transposed as defendant in this suit. It is submitted by plaintiff No.1 & 2 that, plaintiff no.1 to 3 filed this present suit for partition and separate possession of suit property. Plaintiff No.3 is not ready for compromise with them. Therefore, it is necessary to transposed then as a defendant No.17 & 18. Therefore, plaintiff no.1 & 2 prayed for allowed the application.

2. Learned advocate for plaintiff No.3 submitted that they have no objection to transposed as plaintiff No.1 & 2 as a defendant. Learned advocate for plaintiff No.1 to 3 submitted that appropriate order may kindly be passed.

3. Perused the application and say. Heard both sides. It appears from, record that plaintiff filed this suit for partition and separate possession of suit property against the defendant. The suit properties are ancestral properties of plaintiff No.1 to 3 and defendant No.5. As the other defendants and plaintiff No.3 has no objection to transposed plaintiff No.1 & 2 as a defendant No.17 & 18 no prejudice will be caused to the parties. Hence, considering the record I pass the following order.

Order.

1. Application is allowed.
2. Plaintiff No.1 & 2 is transposed as defendant No.17 & 18.

3. Plaintiff No.3 is directed to carry out the amendment.

Phaltan.

Date:6/8/2022.

(P. H. Patil)

3Rd Jt. Civil Judge Jr. Dn. Phaltan.