

IN THE COURT OF ADDITIONAL DISTRICT MUNSIF, CHIDAMBARAM

PRESENT: Tmt. S.SUGANIYA SRI B.A.B.L (Hons), M.L., PGDAML

ADDITIONAL DISTRICT MUNSIF, CHIDAMBARAM

FRIDAY, THE 7th DAY OF JULY 2023**IA.No. 268/2023 in OS.No. 235/2013**

Swaminathan

..... Petitioner/ Plaintiff

/Vs/

1. Ramalinga Mudaliar (died)
2. Chandrasekara Mudaliar(died)
3. Parvathavarthini
4. Balakumar
5. Narayanakumar
6. Gurunathan
7. Jeevanandham
8. Sub-Registrar, Bhuvanagiri
9. Suryamoorthy
10. Manimegalai
11. Jayavel
12. Gnanavel
13. Thenappan
14. Vijayalakshmi
15. Somasundaram
16. Surendar
17. The Tahsildar,
Chidambaram Taluk.
18. The State of Tamil Nadu represented
By its Collecotor, Cuddalore District.
19. The Tahsildar,
Bhuvanagiri Taluk.

....Respondent/1 to 16 Defendants/
Proposed paries

For Petitioner	Thiru.A.Sambantham, Advocate
17, 18, 19 respondents	Notice dispensed with in the interest of justice as the respondents were set exparte for this non appearance in IA. No. 520/2022.
Respondents 12, 13	Set exparte in suit already. Therefore, their notice is dispensed with.

Respondents 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17.	Set exparte for Non-filing of counter in this petition
Relief Claimed	Petition filed under Order 6 Rule 17 of CPC to amend plaint consequent to the order passed in I.A.No.520/2022.
Final Hearing	27.6.2023

Upon hearing the petitioner side enquiry and on perusal of the entire records and having stood over for consideration till this day, this court delivers the following

ORDER

The case of the petitioner:

1. The petitioner is plaintiff and respondents 1 to 16 are defendants in the suit. The 17, 18, 19th respondents are to be impleaded as defendants in suit. The petitioner has filed petition in IA.No.520/2022 under Order 1 Rule 10 of CPC to implead the 17, 18, 19 respondents as defendants in the suit. The said petition was allowed by this court on 6.4.2023. Therefore, the plaint has to be amended in that regard. Otherwise, the petitioner will be put to irreparable loss and injury. Hence, this petition is filed to amend the plaint so as to include the 17, 18, 19 defendants in the suit.
2. The respondents were set exparte for non-filing of counter.
3. Now the point for consideration is whether the petitioner is entitled to get the relief as prayed for?
4. On the side of petitioner, no oral and documentary evidence was let in.

Points for consideration:

5. Heard the learned counsel for petitioner. This court has carefully gone through the entire records of the case. This is the petition to amend the plaint consequent to the order in IA. No.520/2022 dt: 6.4.2023 filed under Order 1 Rule 10 of CPC. The

petition to implead the 17, 18, 19 respondents as 17, 18, 19 defendants is allowed and this petition is filed to amend the plaint so as to implead 18th defendant in suit. Therefore, in order to render substantial justice and to avoid multiplicity of proceedings, this court is inclined to allow this petition since the amendment is consequential one.

In the result, this petition is allowed. No costs.

Dictated to the steno-typist, transcribed by her and typed in computer, corrected and pronounced by me in the open court this the 7th day of July 2023.

(Sd/- S.Suganiyasri)
ADDITIONAL DISTRICT MUNSIF,
CHIDAMBARAM

List of witnesses and documents on the side of the petitioners:

NIL

List of witnesses and documents on the side of the respondents:

NIL

(Sd/- S.Suganiyasri)
ADDITIONAL DISTRICT MUNSIF,
CHIDAMBARAM