

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

Subordinate Judge, Oddanchatram.

Thursday, the 14th day of August 2025

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் ஆடி மாதம் 29-ம் நாள்

I.A.No.508/2024

in

O.S.No.673/2022

K.Kalavathi

... Petitioner / Plaintiff

/ Vs/

01. P.Karuppusamy

02. P.Periyakaruppanagounder (Died)

03. Vigneshwari

04. Divya

05. Minor.Sivasankar

(Represented by minor Sivasankar its mother of through Vigneshwari)

06. Selvaraj

07. Logeshwaran

08. Murugeshwari

09. Lakshmi

... 1 to 9 Respondents / 1 to 9 Defendants

10. Minor.S.M.Sarveshwaran

(Represented by minor S.M.Sarveshwaran its father of through 6th Respondent)

... 10th Respondent / Proposed party

This petition is coming on 26.04.2024 before me in the presence of Thiru.V.Muthukumar Counsel for the Petitioner / Plaintiff and R1 to R10 are called absent set exparte and upon perusing the case records, having stood over for consideration, this court delivers the following.

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ORDER

Petition filed on behalf of the Petitioner / Plaintiff Under Order 1 Rule 10(2) and Section 151 of CPC., to order to implead the proposed party.

Petitioner side enquiry heard. Respondents 1 to 9 and Proposed parties side counter not filed and they were called absent set exparte. Records perused. This petition was filed to implead the proposed party. Defendants 1 to 3 and 6 jointly created a document on 25.10.2010 in respect of the 1st Item of suit scheduled of property. Since the 7th defendant was a minor, the document was created with the 6th defendant as a guardian of 7th defendant. The proposed party was born after the document was created. Therefore, the case will not be affected by the impleading of proposed party. Therefore, the proposed party is necessary to impleading as a defendant.

It is settled that no one can left without heard and if any order passed without giving opportunity to the other side, is against natural justice. The reasons found in the petition and affidavit is satisfied. Considering the nature of this case this court of view that in order to give a chance to the Petitioner / Plaintiff and in the interest of justice and as per the Audi Alteram Partem Principle, this court inclined to allow this petition without costs. In fine,

This petition is allowed. No costs.

This order pronounced by me in the open court, on this the 14th day of August 2025.

Subordinate Judge,

Oddanchatram.

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Petitioner / Plaintiff side witnesses	:	Nil
Petitioner / Plaintiff side documents	:	Nil
Respondents / Defendants side witnesses	:	Nil
Respondents / Defendants side documents	:	Nil

Subordinate Judge,
Oddanchatram.

IN THE COURT OF THE SUBORDINATE JUDGE, ODDANCHATRAM

PRESENT : Thiru.C.Jayaprakash.,M.Com.,M.L.,

Subordinate Judge, Oddanchatram.

Thursday, the 14th day of August 2025

திருவள்ளூர் ஆண்டு 2056 விசுவாசு வருடம் ஆடி மாதம் 29-ம் நாள்

I.A.No.508/2024

in

O.S.No.673/2022

K.Kalavathi, Age 54/2024, W/o.Karventhan, Naykkan Thottam, Nallampalayam,
Dharapuram Town, Dindigul District. ... Petitioner / Plaintiff

/ Vs/

01. P.Karuppusamy, Age 59/2024, S/o.Late.Palaniyappagounder, Aththappagounden
pudhur, Kaveriyamma Patti Village, Oddanchatram Town, Dindigul District.

02. P.Periyakaruppanagounder (Died), Age 66/2024, S/o.Late.Palaniyappagounder,
Aththappagounden pudhur, Kaveriyamma Patti Village, Oddanchatram Town, Dindigul
District.

03. Vigneshwari, Age 36/2024, W/o.K.P.Kanthasamy, Koodathupatti @ Moonur,
Veriyappur Village, Kaveriyamma Patti Village, Oddanchatram Town, Dindigul District.

04. Divya, Age 21/2024, Koodathupatti @ Moonur, Veriyappur Village, Kaveriyamma Patti
Village, Oddanchatram Town, Dindigul District.

05. Minor.Sivasankar, Age 12/2024, Koodathupatti @ Moonur, Veriyappur Village,
Kaveriyamma Patti Village, Oddanchatram Town, Dindigul District.

(Represented by minor Sivasankar its mother of through Vigneshwari)

06. Selvaraj, Age 43/2024, S/o.Kalimuthugounder, Aththappagounden Pudhur,
Kaveriyamma Patti Village, Oddanchatram Town, Dindigul District.

07. Logeshwaran, Age 21/2024, S/o.Selvaraj, Aththappagounden Pudhur, Kaveriyamma
Patti Village, Oddanchatram Town, Dindigul District.

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08. Murugeswari, Age 45/2024, W/o.Thangaraj, Bavayur, Kalanjipatti Village, Oddanchatram Town, Dindigul District.

09. Lakshmi, Age 56/2024, W/o.Late.Periyakaruppagounder, Atthappagounden Pudhur, Kaveriyammappatti Village, Oddanchatram Town, Dindigul District.

... 1 to 9 Respondents / 1 to 9 Defendants

10. Minor.S.M.Sarveshwaran, Age 12/2024, S/o.Selvaraj, Atthappagounden Pudhur, Kaveriyammappatti Village, Oddanchatram Town, Dindigul District.

(Represented by minor S.M.Sarveshwaran its father of through 6th Respondent)

... 10th Respondent / Proposed party

Petition filed on behalf of the Petitioner / Plaintiff Under Order 1 Rule 10(2) and Section 151 of CPC., to order to implead the proposed party.

Date of Petition : 26.04.2024, 13.06.2024, 30.08.2024

Stamp on Petition : Rs.20/-

This petition is coming on 26.04.2024 before me in the presence of Thiru.V.Muthukumar Counsel for the Petitioner / Plaintiff and R1 to R10 are called absent set exparte and upon perusing the case records, having stood over for consideration, this court delivers the following.

DECREETAL ORDER

This petition is allowed. No costs.

SCHEDULE OF PROPERTY

Nil

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DETAIL OF COSTS

Cost List Details	Petitioner / Plaintiff Rs.	Respondents / Defendants Rs.
Stamp on Petition	Rs.20/-	
	Cost list not filed	

Given under my hand and seal of this court this the 14th day of August 2025.

Subordinate Judge,

Oddanchatram.