

**IN THE COURT OF THE DISTRICT MUNSIF,
ERANIEL.**

Present: **Thiru. M. Senthil Kumar, B.A., B.L.,**

District Munsif, Eraniel.

Tuesday the 29th day of March 2022

I.A.No.8/2021

IN

O.S. No.42/2021

K. Shahul Hameed
rep. by his Power Holder
Mohamed Feroz

..... Petitioner/Plaintiff

-Vs-

1. K.R. Ajith Kumar (Died)

2. M. Kuttalam

Addl. 3. Hema Vijila

Addl. 4. A.H. Amresh Kumar

..... Respondents/ 2nd Defendants /

Addl. 3rd & 4th Defendants

Sri. Adv. C.S. Lenin, For the Petitioner / Plaintiff

Sri. Adv. S.K. Muthukumar, For the Respondents/2nd Defendants/

Addl. 3rd & 4th Defendants

This petition coming before me for hearing on 25.03.2022 and upon hearing the arguments on Petitioner/Plaintiff & respondents sides and having stood over for consideration till this day, this court delivered the following order :

ORDER

1. The present application has been filed by the petitioner / plaintiff under Order 32, Rule 3 of Civil Procedure Code. Praying to appoint the proposed 3rd respondent as mother, guardian, next friend to the proposed 4th respondent who is a minor.

2. The brief facts of the case is that the petitioner/plaintiff had earlier filed the main suit for injunction and other relief pending litigation the 1st defendant had died leaving his legal heirs to succeed his estate.

3. In the above said circumstances this petitioner /plaintiff has come with the application to implead the legal heirs and as such on impleading one of the proposed parties is a minor as a result the present petition has come up before this court for appointment of guardian to the 4th respondent.

4. The 3rd respondent who is the mother of 4th respondent did not have any objection in appointing her as extend the natural guardian to the 4th respondent in defend in the suit.

5. In the above said circumstances this court to inclind to allow this application their by appointing the 3rd respondent / 3rd Defendant namely Shri. Hema Vijila as the guardian, next friend to the proposed 4th respondent there by to defend the case until the 4th respondent attains majority.

6. Result :

In result, the petition is allowed. No cost.

Dictated to the Steno-typist, transcribed by her, corrected and pronounced by me in open court this the 29th day of March 2022.

Sd/-

District Munsif,
Eraniel.

Draft/Fair Order

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D.M., Eraniel.

Dated : 29.03.2022.