

**IN THE COURT OF THE PRINCIPAL DISTRICT MUNSIF,
TIRUPPUR**

**PRESENT: Tmt. A. VANITHA, M.S.W., L.L.B.,
(J.O.CODE: 01953)**

Principal District Munsif, Tiruppur

On Monday, the 6th day of October 2025

I.A.No.436/2025

in

O.S.No.239/2020

**Palanisamy ... Petitioner/1st Defendant
/vs/**

1. Kumar ... Respondent/Plaintiff

2. Velusamy (died)

3. Selvi

4. Suganya

5. Nithya ... Respondents /Defendants No 2 to 5

6. Gokila

7. Vinothini

8. Punithavathi ... Respondents/ Proposed Parties

This petition has been coming in the presence of 06.10.2025

Thiru.N.Mayilsamy Advocate for the petitioner and

Thiru.C.M.Arunachalam,B.Com.,B.L., Advocate for Respondent

**and upon hearing the arguments and upon perusing all the material
records and having stood over for consideration, till this day, this**

court delivered the following:-

ORDER

1. This petition is filed under section Order 1 , Rule 10 of C.P.C. to implead the proposed parties in the suit.

2. According to the petitioner, 1st petitioner have filed the suit for injunction simplicitor against the petitioner, and put forth a plea, that the respondents are entitled to suit schedule property in S.F.No.441 by virtue of partition deed dated 18.10.2019 and putforth a further plea that there is one well in existence and other common lands, were abandoned during 1966 partition. The respondent himself admitted that there was an allotment of common land and well in partition deed dated 18.10.2019.

3. Hence brothers of respondent/plaintiff and their legal heirs, who are the parties of partition deed are necessary for the case and constrained to file the petition under order 1 rule 10 of CPC.

4. The respondent did not raised any objection and endorsed that the petition may allowed.

5. It is a settled law, that plaintiff is a “ dominus litis” and he can choose, that whom he has sought for a relief.

6. Since the respondent/plaintiff endorsed no objection, to

implead the parties, and in order to give opportunity for effective adjudication, of the case this court is inclined to allow the petition.

S.No	ORDER
1.	As a result, this petition is allowed.
2.	There is no order for cost.

Having dictated by me directly and computerized by Steno - Typist directly and having corrected the Judgment is pronounced by me in the open court, of this the 6th day of October 2025.

Principal District Munsif,
Tiruppur.

Petitioner Witnesses:

-NIL-

Petitioner side Exhibits:

-NIL-

Respondent Witnesses:

-NIL-

Respondent side Exhibits:

-NIL-

Principal District Munsif,
Tiruppur.