



HIGH COURT OF CHHATTISGARH AT BILASPUR

WP227 No. 64 of 2025

Govindram and another **versus** LAXMI DEWANGAN and others

Order Sheet

21.01.2025	Ms. Monika Singh, Advocate holding the brief of Mr. Manoj Kumar Sinha, counsel for the petitioners. Heard on I.A. No. 1, an application for grant of interim relief. Learned counsel for the petitioners would submit that a suit for partition was filed by the plaintiffs and an application under Order 1 Rule 10 of CPC was moved by a stranger. She would further submit that in an application it was stated that an agreement to sell has been entered into between the parties. She would also submit that the learned trial Court allowed the application. According to the provisions of Order 1 Rule 10 of CPC, no one can be impleaded as plaintiff or defendant against wish of plaintiff. Further, if there is an agreement between the parties, the proposed defendant may prefer a suit after partition of the property.



Taking into consideration the submissions made by Ms. Singh, a strong case is made out for grant of stay; therefore, there shall be stay of further proceeding of Civil Suit No. 83A/2023 pending before First Civil Judge, Senior Division, Raigarh of First Additional Judge, Raigarh till the next date of hearing.

Issue notice to respondents on payment of P.F. by ordinary as well as registered mode.

Call this matter thereafter.

**Sd/-
(Rakesh Mohan Pandey)
Judge**