

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Miscellaneous Appeal No. 153/2013

Murlidhar Rao, Managing Director, Fabricon Pvt. Ltd

----Appellant

Versus

M D R S R T C Jaipur And Anr.

----Respondents

For Appellant(s) : Mr. R.K. Daga

For Respondent(s) : Mr. J.K. Singhi, Senior Advocate

HON'BLE MR. JUSTICE BANWARI LAL SHARMA

Order

09/04/2018

Matter came up on I.A. No. 11230/2018.

Learned counsel for the applicant submits that in agreement M/s Fabricon Private Limited was the party while the objections were filed before the Court below by Murlidhar Rao. He submits that K. Murlidhar Rao and Murlidhar Rao are one and the same person who is managing director of M/s Fabricon Private Limited, therefore to avoid any technicality, the name of M/s Fabricon Private Limited may also be impleaded as appellant through K. Murlidhar Rao.

Mr. J.K. Singhi, learned senior Advocate appearing on behalf of respondents submits that in agreement, the company is represented by Managing Director K. Murlidhar Rao while the appeal is filed by Murlidhar Rao, therefore the application may be dismissed.

I have considered the submissions made at Bar.

Since, in the prayer clause of application, K. Murlidhar Rao is clearly mentioned and learned counsel for the applicant-

appellant submits that in "K. Murlidhar Rao" "K." is the letter which denotes the name of father in South India and the name of Managing Director is Murlidhar Rao and "K." denotes his father's name and Murlidhar Rao and K. Murlidhar Rao is one and the same person, therefore considering overall facts and circumstances of the case and specially considering the fact that party of agreement is M/s Fabricon Private Limited and the same sought implead as party in this appeal, accordingly application is allowed and M/s Fabricon Private Limited is impleaded as appellant No.- 2 in the present misc. Appeal.

Amended cause title has already been filed, which is taken on record.

Office is directed to place the same at appropriate place in the file.

List again on 25.04.2018 with connected matters.

(BANWARI LAL SHARMA),J

S. Kumawat/54



सत्यमेव जयते