

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil First Appeal No. 754/2023

Chhoti Lal Sharma S/o Late Shri Bhonri Lal Sharma & Ors.

----Appellants

Versus

Kanhiya Lal Alias Kanha Ram S/o Late Shri Govind Ram

----Respondent

For Appellant(s)	:	Mr. AK Bhandari, Sr. Adv. with Mr. Vaibhav Bhargava
For Respondent(s)	:	Mr. Abhilash Sharma for Mr. Prashant Sharma

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

23/05/2024

1. Instant First Appeal is preferred by appellants-plaintiff aggrieved from order dated 27.09.2023 in Civil Suit No.166/2023 passed by learned Additional District Judge No.10, Jaipur Metropolitan-I, Head Quarter-Sanganer, whereby, on an application under Order 7 Rule 11 CPC, the civil suit of the appellants-plaintiff was dismissed.

2. Learned Senior Advocate appearing for appellants-plaintiff submits that after dismissal of the civil suit, the suit property was sold on 04.11.2023 to Makhan Lal Meena so he is a necessary and proper party to be impleaded as respondent.

3. Learned counsel for respondent has no objection.

4. Considering the judgment in case of ***Thomson Press (India) Limited Vs. Nanak Builders and Investors Private Limited & Ors. reported in (2013) 5 SCC 397*** the application which is preferred by appellants-plaintiff is hereby allowed and

Makhan Lal Meena is impleaded as respondent in the instant appeal.

5. Amended cause title is taken on record.
6. The application stands disposed of.
7. Issue fresh notice to Makhan Lal Meena.
8. Additional set be issued through registered post.
9. List on 13.08.2024.

(ASHOK KUMAR JAIN),J

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