

Bansi Raut and anr. and Vs. Most. Asha Devi and ors.

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Court : Jharkhand

Decided On : Jan-05-2006

Reported in : [2006(3)JCR148(Jhr)]

Judge : S.J. Mukhopadhaya, J.

Acts : [Code of Civil Procedure \(CPC\) , 1908](#) - Order 1, Rule 10

Appeal No. : W.P. (C) Nos. 3557 and 4500 of 2005

Appellant : Bansi Raut and anr. and ;beni Mahto and anr.

Respondent : Most. Asha Devi and ors.

Advocate for Def. : R.S. Mazumdar and; Rohit Roy, Advs.

Advocate for Pet/Ap. : K.P. Deo and; Rajendra Prasad, Advs.

Judgement :

ORDER

S.J. Mukhopadhaya, J.

1. The petitioners filed an petition under Order 1, Rule 10 of the Code of Civil Procedure for impleading them as party defendants in the suit in question, which was rejected by the Court below.

2. When the case was taken up on 16th December, 2005, the following order was passed:-

Heard in part. Plaintiff-1st respondent is granted time to obtain instructions and state whether the issue relating to right and title over the land in question, is required to be determined in the suit for the purposes of granting relief. If one or other issue relating to right and title over the land, in question, requires to be determined then the plaintiff-1st respondent will state as to why the intervenor, who also claimed right title over the land, in question, be not made a party-defendant in the suit.

Place this case for further hearing under the heading TOR

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