

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5099 OF 2015

Paranjpe Schemes (Construction) Limited & Ors.	..	Petitioners
VS.		
Neelesh S. Kanade & Ors.	..	Respondents

Mr. P. S. Dani - Senior Advocate i/b. Mr. P. B. Kulkarni for
Petitioners.

Mr. Sandesh Patil with Mr. Pavan R. Patil for Respondent No. 1.

CORAM : M. S. SONAK, J.

DATE : 08 JULY 2015

P.C. :-

1] Rule. With the consent and at the request of the learned
counsels for the parties, Rule is made returnable forthwith.

2] The challenge in this petition is to the order dated 21 January
2015, by which over hundred parties have been permitted to be
impleaded in the pending suit. The perusal of the impugned order
would indicate that the same is bereft of any reasons whatsoever.
There is no discussion whatsoever as to in what manner the parties
proposed to be impleaded are either necessary or proper parties.
The objections raised by the petitioners have also not been taken
into consideration. Accordingly, the impugned order is set aside.

3] The trial Court to decide the application under Order 1 Rule 10 of the CPC afresh and in accordance with law.

4] It is clarified that this Court has not expressed any opinion on the merits of the matter and therefore all contentions of all parties are left open.

5] Rule is made absolute to the aforesaid extent. There shall be no order as to costs.

(M. S. SONAK, J.)

Chandka