

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**931 CIVIL APPLICATION NO.2730 OF 2020
IN SA/101/2020 WITH CA/2731/2020 IN SA/101/2020**

SARJUBAI DEVKISAN SOMANI (DIED) LRS RAMPRASAD AND
OTHERS
VERSUS
VIJAY KESHAVRAO THOKAL AND OTHERS

...
Advocate for Applicants : Mr. Navandar Mehul Vikas
Advocate for Respondent No.1 : Mr. V.B. Kale
...

**CORAM : SMT. VIBHA KANKANWADI, J.
DATED : 18th February, 2021**

PER COURT:-

. Heard both the sides.

2. Special Civil Suit No.36 of 2004 was filed on 27.02.2004. Now, the applicants contend that the suit property has been sold by respondent no.1 to proposed respondents nos.4 and 5 on 30.08.2018. They have filed the 7/12 extract to support the said contention. Under such circumstance, when the interest of proposed respondents is created in the suit property, they are definitely required to be added as party. They would be then the necessary parties to the proceeding and therefore, Civil Application No.2730 of 2020 stands allowed and disposed of. Necessary amendment be carried out.

(2)

3. Place other applications and the main matter for further consideration on 22.03.2021.

(SMT. VIBHA KANKANWADI, J.)

Mujaheed//