



A.No.3109 of 2021

in

C.S.No.678 of 2019

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ABDUL QUDDHOSE,J.

This application has been filed by Mrs.Suneetha Suresh, claiming to be a new Trustee of the public Trust, which is the subject matter of the dispute.

2. A counter affidavit has been filed by the respondents/plaintiffs stating that the applicant was inducted as a Trustee only recently and earlier, she was a tenant in respect of one of the trust properties and therefore, she is not entitled to implead herself as a party defendant in the suit.

3. This Court is of the considered view that admittedly, being a Trustee, no prejudice will be caused to any other parties, if the applicant is impleaded as a party defendant in the suit. With regard to the contentions made by the respondents/plaintiff that earlier she was a lessee under the public Trust and only recently, she was elected as a Trustee and therefore, she is not entitled to be impleaded as a party defendant in the suit is concerned, the same can be adjudicated, while the suit is disposed of on merits and in accordance with law.



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srn

4. Therefore, without prejudice to the rights and contentions of the respondents/plaintiffs with regard to the merits of the claim made by Mrs.Suneetha Suresh, this application for impleadment filed by her in A.No.3109 of 2021 is allowed. The respondents/plaintiffs are directed to carry out the amendment in the suit.

23.11.2021

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