

ORDER

ON

C.M. Application No. 26 (O) of 2003

Buddha Education Foundation and 2 others Applicants

In Re:

Suit No. 12 of 1961

O.O.S. No.4 of 1989

Sunni Central Board of Waqfs, and Others... Petitioners

Versus

Gopal Singh Visharad (now deceased) and others... Opp. Parties

Hon'ble Sudhir Narain, J.

Hon'ble S. Rafat Alam, J.

Hon'ble Bhanwar Singh, J.

This is an application filed by 3 persons, namely, (1) Buddha Education Foundation, (2) Lord Buddha Club and (3) All India Confederation of SC/ST Organisations for their impleadment in Suit No. 12 of 1961 (re-numbered as OOS No. 4 of 1989).

The version of these applicants is that they are members of the applicant associations/organisations and followers of Buddha religion. It is alleged that religion of Lord Buddha was in existence before Valmiki authored Ramayan. The Stupa etc. of Buddha Dharma existed at Ayodhya and the site in question may belong people having faith in Buddhist religion. It is further suggested that the disputed structure was existing on the site of religious place of Buddhist. In the application the applicants have referred to the various literatures on subject. They seek their impleadment to prove their version.

A person is to be impleaded in a suit when it is necessary or proper party. The plaintiffs of the suit have not sought any relief against the applicants and therefore, they are not necessary parties. They are also not proper parties as there is no issue in the suit that the disputed structure was raised either by force or demolition on any Buddhist religious structure, which belonged to any Buddhist society.

In view of the above, the application is rejected.

DT/- 7.4.2003

Sharma