



ORDER BELOW EX. 38 IN RCS NO. 67/2022

This suit was filed by the plaintiff. The matter was called for hearing, during which it was noted on record that plaintiff has passed away on 19.03.2023, during the pendency of the proceedings, as evidenced by the attached death certificates. Consequently, the applicant filed an application under Order XXII Rule 2 and 11 of the Code of Civil Procedure, 1908, vide Exhibit 38, seeking substitution of the legal heirs of plaintiff in place of the deceased, asserting that the right to sue survives in their favor. The legal heirs of the deceased plaintiff are (1) Nagarjibhai Motibhai, (2) Vinodbhai Nagarjibhai (3) Dineshbhai Nagarjibhai, All resident of Devipur, Ta.Halvad, Dist.Morbi.

After considering the facts and circumstances of the case and in the interest of justice, the application is allowed.

Order

1. The application to join the legal heirs of Plaintiff as prayed for by the plaintiff, is hereby allowed.
2. The parties are directed to amend the cause title of the plaint accordingly and file the amended plaint within the time prescribed by law.

Pronounced in open Court, today on this 10th day of March, 2026.

Date : 10/ 03 /2026
Halvad.

(Nimisha Gangarambhai Surati)
Principal Senior Civil Judge,
Halvad
(GJ-00711)



ORDER BELOW EX. 49 IN RCS NO. 67/2022

This suit was filed by the plaintiff. The matter was called for hearing, during which it was noted on record that Respondent No.4 has passed away on 05.03.2023, during the pendency of the proceedings, as evidenced by the attached death certificates. Consequently, the applicant filed an application under Order XXII Rule 2 and 4 of the Code of Civil Procedure, 1908, vide Exhibit 49, seeking substitution of the legal heirs of Respondent No.4 in place of the deceased, asserting that the right to sue survives in their favor. The legal heirs of the deceased Respondent No.4 are (1) Devendrabhai Kantilal Makasana, (2) Mittalben Kantilal Makasana (3) Vandanaaben Kantilal Makasana (4) Gitaben Kantilal Makasana, All resident of Charadva, Ta.Halvad, Dist.Morbi.

After considering the facts and circumstances of the case and in the interest of justice, the application is allowed.

Order

3. The application to join the legal heirs of Respondent No.4 as prayed for by the Respondent, is hereby allowed.
4. The parties are directed to amend the cause title of the plaint accordingly and file the amended plaint within the time prescribed by law.

Pronounced in open Court, today on this 10th day of March, 2026.

Date : 10/ 03 /2026
Halvad.

(Nimisha Gangarambhai Surati)
Principal Senior Civil Judge,
Halvad
(GJ-00711)