

**Order below Exhibit-22
in
Regular Civil Appeal No.24 of 2022.**

- (1) This application is preferred by the appellants seeking condonation of delay that has occasioned in filing application to bring on record the names of legal heirs of deceased respondent No.1 in this appeal.
- (2) Learned advocate for the appellants submits that the respondent No.1 died on 13.05.2021 pending hearing of the present appeal and it is necessary to join the heirs of deceased respondent No.1 in the present appeal. It is further submitted that the appellants were not aware that the respondent No.1 has passed away and therefore, after being informed about demise of respondent no.1 by the Ld. Advocate representing the respondent no.1, this application has been filed promptly. It is further submitted that the right of appellants in the present appeal will be frustrated if the legal heirs of deceased respondent No.1 are not joined in the present appeal. It is further submitted that the a period of 1 year, 7 months and 16 days has lapsed since the demise of respondent No.1 till this application was filed, however, such delay is bonafide and not an intentional act on the appellants side; therefore, the appellants have preferred the present application to condone the delay in bringing the legal heirs of deceased respondent No.1 on record.
- (3) Pursuant to filing of this application, notice was issued to the proposed party and he has filed appearance through his

learned advocate Mr. N. D. Khatri and during arguments, it was declared by him that the respondent No.1 died 13.05.2021. Moreover, learned advocate for the proposed party has made 'no objection' endorsement on this application and submits that there is no objection if the delay for filing an application for joining heir of respondent No.1 is condoned.

- (4) Having regard to the subject matter of present application as well as an endorsement made by learned advocate for the proposed party coupled with the fact that the demise of respondent no.1 was not reported on record prior to filing of this application; the application seeking condonation of delay is required to be allowed. Accordingly, following order is passed:

:: O R D E R ::

- (a) The present application seeking to condone the delay in bringing the legal heirs of deceased respondent No.1 is hereby allowed.
- (b) Looking to the fact and circumstances of this case, there shall be no order as to costs at this stage.

Pronounced in the open Court today on this 17th day of
March, 2026.

Date:- 17.03.2026
Place:- Porbandar

(**M. A. BHATTI**)
Principal District Judge,
P O R B A N D A R
Code No. **GJ01506**