

MHSN150017612020



(Shweta Ganesh @ Ganpatrao Jadhav V/s. Nivrutti Subrao Jadhav-2)

ORDER BELOW EXHIBIT 58 IN
SPECIAL CIVIL SUIT No.174/2020
(OLD SPECIAL CIVIL SUIT No.2/2019)

1. This is an application filed by the plaintiff for permission to carry out amendment as per order passed below Exhibit 51.
2. Perused the application and say of defendants. Heard learned counsel for both side.
3. Considering the contentions of both sides and on perusal of the record, it appears that, the plaintiff has contended that, his earlier advocate on record was suffered from brain hemorrhage and was in coma in the hospital since long, but later on he unfortunately died. Due to that, the plaintiff could not carry out the amendment within stipulated period as per the order passed below Exhibit 51. The death of earlier advocate of the plaintiff on record is not denied by defendants. Thus, the aforesaid cause shown by the plaintiff about the death of his earlier advocate on record for not carrying the amendment within the stipulated period is sufficient to condone the delay. Therefore, no prejudice would be caused to defendants, if the plaintiff is permitted to carry out the amendment as per order passed below Exhibit 51. Hence, I proceed to pass the following order.

ORDER

1. The application Exhibit 58 is allowed and the delay caused for carrying out amendment is hereby condoned and the plaintiff is permitted to carry out the amendment, as per order passed below Exhibit 51.
2. Costs in cause.

Vita.

Date: 04/09/2024

(Dnyaneshwar S. Patale)

Jt. Civil Judge Senior Division, Vita.

I affirm that, the contents of this P.D.F. file Judgment/Order are same, word to word, as per the original Judgment/Order.

Name of the Stenographer : S. P. Pethkar.

Court : Jt. Civil Judge Senior Division, Vita.

Judgment/Order signed by

the Presiding Officer on : 04/09/2024.

Judgment/Order uploaded on : 06/09/2024.