

ORDERS ON IA NO.I to III

These applications have been filed by the applicants under Order XXII Rule 3(1) of CPC, under Order XXII Rule 9 r/w Section 151 of CPC and Section 5 of Limitation Act, to come on record as LR's of petitioner Ramaswamy M.

2. In the applications it has been stated that, petitioner Ramaswamy M. is no more, he died on 13.05.2016. Applicants are the only legal heirs of Ramaswamy M., due to National Lock Down on account of Covid-19 and due to ill health, they could not come on record as LR's within time framed. They have succeeded the estate of the deceased. Thereby, they have sought for impleading them as LR's of petitioner.

3. The learned DGP not filed objection.

4. The applicants have produced Death certificate of Ramaswamy M., which shows that the petitioner died on 13.05.2016 during the pendency of this proceedings. Further applicants have produced Genealogical tree,

issued by Revenue Department. On perusal of the same it would show that, the applicant No.1 is wife and other applicants are children of Ramaswamy M. The respondents have not denied the status of the applicants as LR's. On oral enquiry the petitioners produced the original documents and submitted that, except the applicants there are no other LR's to the deceased petitioner. There is nothing on record to disbelieve the averments made by the applicants in their affidavits. Hence, by considering the documents produced by the applicants, I proceed to pass the following :

ORDER

IA No.I to III are allowed.

Applicants are permitted to come on record as LR's of deceased Ramaswamy M. as petitioner No.1(a) to (c).

Applicants are directed to carry out necessary amendment in the cause title of the petition and file the amended petition in the office within 10 days from this day.

For petitioner evidence call on

II ADJ, Mandya.