

COMMON ORDERS ON I.A.No.5 TO 7

The petitioner has filed the I.A.No.5 U/O.22 Rule 4 r/w. Sec.151 of C.P.C., I.A.No.6 U/S.5 of Limitation Act and I.A.No.7 U/O.22 Rule 9 r/w. 151 of C.P.C.

After service of notice on I.As., the L.Rs., of deceased respondent No.8(c) i.e., respondent No.8(c)(a to c) have appeared through their counsel. The counsel for the respondent No.8(c)(a to c) submits no objection to allow the aforesaid I.As.

Heard and perused the same. On perusal of the materials placed on record, during the pendency of the above petition, the respondent No.8(c) was died on 27.02.2022 leaving behind his L.Rs., as mentioned in the I.A. There is some delay in filing the L.R., application. The respondent No.8(c)(a to c) have not objected the I.A.No.5 to 7. admittedly, the petitioner have filed this petition for final decree proceedings. Hence, the right to sue survives against the L.Rs., of respondent No.8(c) also. Hence, I proceed to pass the following;

F.D.P.No.20/2019(Or.)

Order

The I.A.No.5 to 7 filed by the petitioner are hereby allowed on payment of cost of Rs.250/- each.

The abatement order against the deceased respondent No.8(c) is hereby abated.

The petitioner is hereby permitted to bring the L.Rs., of deceased respondent No.8(c) on record as respondent No.8(c)(a to c) in the above matter.

The petitioner is hereby permitted to carryout the necessary amendment in petition and to furnish the amended petition copy.

For compliance of Court order by 10.11.2025.

**Addl. Senior Civil Judge & JMFC,
Magadi.**