

ORDERS

The counsel for plaintiff has filed IA No.10 under Order 22 Rule 9 of CPC seeking for an order of set aside the abatement passed against the plaintiff. Under Section 5 of Limitation Act seeking to condone the delay in filing IA. Under Order 22 Rule 3 of CPC seeking for permit the Lrs of plaintiff to come on record as legal heirs of plaintiff.

2. In the affidavits accompanied with the application the applicant No.1(a) states that the plaintiff died on 19.09.2024 leaving behind the legal heirs as the applicants herein and prays to allow the application by set aside the order of abatement passed against the plaintiff by condoning the delay and permit the applicants as Lrs of plaintiff to come on record.

3. On going through the application filed by the counsel for the plaintiff it is clear that the plaintiff died leaving behind his legal heirs and the legal heirs are necessary to bring on record for proper adjudication of the suit. On the other hand counsel for the plaintiff Sri.A.N.R, filed vakalath for Lrs of plaintiff.

Hence it is just and proper to allow the application. In the above facts and circumstances, I proceed to pass the following;

ORDER

The IA No.10 filed by the applicants under Order 22 Rule 9 of CPC, under Section 5 of Limitation Act, under Order 22 Rule 3 of CPC is hereby allowed.

The applicants are permitted to come on record as plaintiff No.1(a) to (c). For amendment and amended plaint. Call on : 25.07.2025.

C/c Prl. Civil Judge and JMFC,
Pavagada.