

ORDERS

The applicants have filed IA No.3 under Order 22 Rule 9 of CPC seeking for an order of set aside the abatement passed against the plaintiff.

2. The applicants have filed IA No.4 under Section 5 of Limitation Act seeking to condone the delay in filing IA.

3. The applicants have filed IA No.5 under Order 22 Rule 3 R/w 151 of CPC seeking for permit the applicants to come on record as legal heirs of plaintiff.

4. In the affidavits accompanied with the applications the applicants states that the plaintiff listed died leaving behind the legal heirs as the applicants herein and prays to allow the applications by set aside the order of abatement passed against the plaintiff by condoning the delay and permit the applicants to come on record.

5. On going through the applications filed by the counsel for the applicants 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 applicants not represented on their behalf. Hence it is just and proper to allow the applications. In the above facts and circumstances, I proceed to pass the following;

ORDER

The IA No.3 to 5 filed by the applicants under Order 22 Rule 9 of CPC, under Section 5 of Limitation Act, under Order 22 Rule 3 R/w 151 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 : 28.06.2025.

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