

This is the application filed under Order 22 R. 1 and 2 R/w Sec. 151 of C.P.C by the petitioner with prayer to permit the petitioner to bring the LR's of deceased respondent No. 1(f) . On filing of this application, notice on IA No. 1 were issued to proposed LR's of deceased respondent No. 1. Notices were duly served. But proposed LR's of respondent No. 1(f) did not turn out to the court. Hence, objection to I A No. 1 is taken as nil and proposed LR's were placed exparte.

Now it is prayer of the petitioner to condone the delay caused in setting aside the abatement order against the respondent No. 1(f) and also prayed to permit the petitioners to bring the legal heirs of deceased respondent No. 1 and to proceed further in this case.

Therefore it's my considered view that petitioners have made out grounds to allow the application. Hence, I proceed to pass the following;

ORDER

I.A. No. 1 filed by petitioners U/o. 22 Rule 1 and 2 R/w. Sec. 151 of CPC is hereby allowed and petitioners are permitted to bring the L.Rs. of deceased respondent No. 1(f).

The petitioners are permitted to carry out the amendment as prayed in I.A. No. 1.

Call on for furnishing amended petition within stipulated time, by 04-04-2020.

Civil Judge, Haliyal

