

ORDER ON I.A.NO.IV

The Learned Counsel for the plaintiff has filed I.A.No.IV Under Section 5 of Limitation Act seeking permission to condone the delay to file a application to bring the legal representative of the deceased defendant No.10.

Inspite of issuance of the notice to the legal representatives of he deceased defendant No.10 are not appeared before this Court and recorded their absence. Hence, objection is taken as nil.

Accepting the reasons assigned in the affidavit filed in support of the accompanying application, **I.A.No.IV is allowed** subject to payment of costs of **Rs.300/-**. Consequently, condone the delay to file a application to bring the legal representatives of the deceased defendant No.10 to come on record.

ORDER ON I.A.NO.III

The Learned Counsel for the plaintiff has filed I.A.No.III Under Order XXII Rule 9 R/W 151 of CPC seeking for set-aside the order of abetment against the deceased defendant No.10.

Accepting the reasons assigned in the affidavit filed in support of the accompanying application, **I.A.No.III is allowed.** Consequently, set-aside the order of abatement against the deceased defendant No.10.

ORDER ON I.A.NO.II

The Learned Counsel for the plaintiff has filed I.A.No.V Under Order XXII Rule 4 R/W 151 of CPC seeking permission to bring the legal representative of the deceased defendant No.10 as defendant No.10(a) to (c) to come on record.

Accepting the reasons assigned in the affidavit filed in support of the accompanying application, **I.A.NO.II is allowed.** Consequently, the legal representative of the deceased defendant No.10 as defendant

Original Suit No. 78/2020

No.10(a) to (c) are permitted to come on record.

The learned counsel for the plaintiff is permitted to carry out cause of title of the plaint and to file amended plaint forthwith.

For: Amendment, to filed amendment
plaint.

Call on:

sd/-

Addl.Civil Judge and J.M.F.C
Kumta

Original Suit No. 78/2020