

**Order below Exh.22 in R.C.S No.126/2021**

( CNR No. : MHAH08-0002352021 )

This application is filed by plaintiff for bringing LR's on the record of deceased defendant No.4 Dhondabai Bajirao Muke, who has expired on 28.07.2022. Plaintiff failed to brought the LR's of defendant No.4 within stipulated period. The suit is for partition and declaration of the suit property wherein the rights of the plaintiff and defendants involved. There are following LR's of deceased defendant No.4 i.e. 4A.Uttam Bajirao Muke, 4B.Balu Bajirao Muke, 4C.Sindhubai Sukhdev Ghule, 4D.Sarajabai Pandu Sambhera and 4E.Bhamabai Nana Dhumal. They are necessary parties to the suit. For deciding the subject matter on merit. Hence, application may be allowed.

02. Notice issued against the legal heirs of defendant No.4 i.e. 4A to 4E. But failed to appear. Hence, application proceed further in their absence according to law. No any say filed by the defendants.

03. Heard the counsel for the plaintiff. Present suit is for partition, declaration and injunction regarding the properties. Defendants appeared but failed to file their written-statement. Matter proceeded further without their written-statement. Now, plaintiff moved this application for bringing the LR's deceased defendant No.4 Dhondabai Bajirao Muke as content in this application. Considering the nature of suit and relief rights of plaintiff and defendants involved in it. In such circumstances, for the proper adjudication of the subject matter and in the interest of

justice LR's of defendant No.4 are liable to be taken on record, otherwise, prejudice will be caused to both the parties. Hence, the following order.

**ORDER**

- 1) Application is allowed.
- 2) The plaintiff is hereby directed to take the name of LR's of deceased defendant No.4 as mentioned stated in the application and carry out the amendment within stipulated period. Copy of the same be filed on record.
- 2) Parties to take note.

Date : 13/02/2025  
Sangamner.

(D.H. Dabhade)  
3<sup>rd</sup> Jt. Civil Judge, Senior Division.,  
Sangamner. J.O Code-MH00263

“I affirm that the contents of this P. D.F file Judgment/Order are same word to word, as per the original Judgment/Order”.

|                            |   |
|----------------------------|---|
| Name of Stenographer       | Shri. P R. Satpute  |
| Name of Court              | Shri. D. H. Dabhade,<br>3 <sup>rd</sup> Jt. Civil Judge, S.D., Sangamner. |
| Date of Dictation          | 13/02/2025  |
| Order signed by the P.O.on | 13/02/2025  |
| Order uploaded on          | 13/02/2025  |