

ORDER BELOW EXH 36 In R.D.No 36/2012

The Decree Holder filed this application for condonation of delay and for bringing the legal representative of D.H no 1 on record and thereby bringing the L.Rs on record.

Perused the application and say. Heard learned Advocate of both sides.

The Execution Petition is filed for execution of Decree for Measurement of Suit Property.

The Decree Holder no 1 is reported to have died on 5 March 2012. The deceased D.H. survived by legal representative no 2(1),2(2),2(3),2(4) . The right to sue is survived.

The application filed for bringing L.R. on record is in execution petition. As per Order 22Rule 12 of CPC no limitation is prescribed for bringing legal heirs on record in Execution hence no question arise to condon delay.

The application is allowed.

The D.H. is allowed, to bring L. Rs on record.

The D.H. hereby directed to carry out the amendment in Petition and bring the L.Rs. on record on or before next date.

Date – 08.12.2017

Smt P.V.Raut
3rd Jt.C.J.J.D
Newasa