

MHAH140014302018



R.C.S. No. 822/2018

ORDER BELOW APPLICATION EXH.39

Perused the application and say thereon. Heard. From perusal of record, it appears that plaintiff No. 1 – Laxman Vishwanath Jangle has died on 03/07/2021. This application has been filed on 20/09/2022. Defendants have given say and opposed the application.

2. This is suit for declaration and permanent injunction. From death certificate, it appears that plaintiff No. 1 – Laxman Vishwanath Jangle has died on 03/07/2021 and there is certainly delay in bringing LR's of plaintiff No. 1 on record. Therefore considering all the circumstances of the case and also in the interest of justice, abatement is set aside and delay is condoned subject to cost of Rs. 1000/- (Rs. one thousand only). Application is disposed of accordingly.

Date : 25.08.2023

(Shri. A.M.Husain)
Jt. Civil Judge, S.D.
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