

MHAH170034802015



R.C.S. NO. 549/2015

Ikbal Kalubhai Shaikh and ors.

Vs

Arvind Tatyaba Palande and ors.

**ORDER BELOW EXH.1**

Today, plaintiffs are absent. Junior Ld. Advocate for the plaintiffs is present. I have perused record. Record shows that in the present case the notice to proposed legal heirs of deceased defendant no. 3 were sent as per order below exh. 57. However, its report not received till date. Plaintiffs did not take further steps against the proposed legal heirs of deceased defendant no. 3.

One Sunita Shyam Parande appeared and filed application at Exh. 61 claiming that she is wife of deceased defendant no. 3. According to her plaintiffs had given the application at exh. 57 by mentioning wrong legal heirs of deceased defendant no. 3 though in another proceeding they had taken other legal heirs of deceased defendant no. 3 including her. Therefore, she sought to take the criminal action against plaintiffs. To the said application at Exh. 61 plaintiffs have not filed say. Therefore, today no say order passed on Exh. 61. As such plaintiffs did not take effective steps against proposed heirs of deceased defendant no.3. Hence, proceeding is abated against defendant no. 3. Keep the application for hearing on Exh. 61.

Date :- 18/07/2025.

(Neha N. Joshi)  
2<sup>nd</sup> Joint Civil Judge Senior Division,  
Rahata.