

Order below Exh. 22 in R.C.S. No. 41 of 2018

Plaintiff has filed instant application to delete the name of defendant No. 1 Khandu Shivram Jaibhay & 2. Bhimabai Khandu Jaibhay on the ground that, defendant No.1 Khandu died on 25.02.2023 and defendant No. 2 Bhimabai died on 09.11.2019 and their legal representatives are already on records. Hence, plaintiff prayed to delete the name of defendant Nos. 1 & 2.

02. Learned advocate on behalf of defendants filed say thereon and prayed to reject the application and if application is allowed the cost of Rs. 1,000/- be given to defendants. Heard, Both side at length.

03. Perused the record. It reveals that, as per the copies of death certificates vide Exh. Nos. 26 & 27 filed by plaintiff from which it reveals that, on 25.02.2023, defendant No. 1 and on 09.11.2019 defendant No. 2 are died. In this matter plaintiff has also filed application on 02.08.2024 to set aside abatement and delay condonation (Exh. 24), which came to be allowed today. Hence, it would be just and proper to delete the name of defendant Nos. 1 & 2 from the record. Hence, I pass the following order.

ORDER

1. In view of application Exh. 22 the name of defendant No. 1 Khandu Shivram Jaibhay & 2. Bhimabai Khandu Jaibhay are hereby deleted from Exh. 01.
2. The plaintiff is directed to carry out amendment and filed the amended copy on or before next date positively, as matter is old one.
3. Both parties are directed to expedite the matter.
4. Parties to take note.

**Civil Court, Jamkhed))
Date: 10/02/2025))**

**(V.V. Joshi)
Civil Judge, J.D., Jamkhed.**