



ORDER BELOW APPLICATION VIDE EXH. 128

IN R.D. NO. 10/2004.

(Vithabai Shankar Bhojane Vs. Goba Lalchand Pawar and others)

The present application is filed by decree holder for permission to carry amendment as per Order below Exh. 116.

2. It is submitted that, the present applicant Sahebrao Bhojane had filed an application at Exh. 116 for adding him as party. Said application was allowed and amendment was directed to be carried out within 14 days. However, thereafter, due to covid the learned advocate for the decree holder was not present and the decree holder has appointed new advocate. Also the matter is bulky and hence, permission may kindly be granted for carrying amendment as per order below Exh. 116.

3. The judgment debtor filed their say and submitted that, the decree holder should have applied for extension of time and so present application is not maintainable and it be rejected.

4. Perused record. Heard both parties. It appears that, on 18.01.2020 application below Exh. 116-B was allowed and the legal heirs of decree holder was allow to be added as party to present suit. Thereafter, the compliance of said order is not made. Admittedly, thereafter there was nation wide lockdown and the regular functioning of the Court was affected. On 20.03.2021 the decree holder have appointed new lawyer and on 27.08.2021 present application was preferred. Admittedly, after the month of March

2021 till August 2021 again the regular functioning of the Court was stopped. Hence, considering the reasons cited by the decree holder it would be expedient if he is allowed to comply with order below Exh. 116-B. Hence, following order.

ORDER

Application below Exh. 128 is hereby allowed and permission is granted to the decree holder for making necessary amendment as per order below Exh. 116-B.

Date: 20/11/2021.

Sd/-
(Pankaj K.Ahir)
Civil Judge, J.D.,
Kannad.

CERTIFICATE

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

Name of the Stenographer : Y. S. Mali
Court : C.J.J.D. & JMFC, Kannad.
Date : 20/11/2021.
Order signed by the
presiding officer on : 20/11/2021.
Order uploaded on : 20/11/2021.

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