



**ORDER BELOW EXH.108**

The plaintiffs have urged under this application for bringing on record legal representatives/heirs of defendant No.2 namely Ganpat S/o. Gangaram Taur, who alleged to have died on 24/11/2025. According to them, deceased defendant No.2 is survived by in all six legal heirs being widow, two son and three daughters. Their names requires to be brought on record as defendant Nos.2/1 to 2/6 for just decision of the case. Otherwise, they will suffer irreparable loss. Hence, they urged to allow application.

2. Defendant Nos.3 to 5 and 8 to 11 have given no objection for allowing application by filing say on leaflet itself through their learned advocate.

3. Defendant No.12 has raised objection for allowing application by filing say on leaflet itself through their learned advocate. However, they have not assigned any reason for the same.

4. None appeared on behalf of remaining defendants for filing say on this application, though repeatedly called out till 4.00 p.m. Hence, the application is proceeded without say against them.

5. Heard the learned advocates for plaintiffs and above defendant Nos.3 to 5, 8 to 11 and 12. They argued almost all the fact which are pleaded by their respective party, as mentioned supra.

6. Perused application, say and record of the case,

minutely. The contents of application are supported by an affidavit of plaintiff No.1 namely Radhakisan S/o. Gangaram Taur vide Exh.109. The plaintiffs have placed on record death certificate alongwith list Exh.110. On perusal of the same, it reveals that, defendant No.2 namely Ganpat S/o. Gangaram Taur died on 24/11/2025. This application is filed within limitation after death of defendant No.2. The contents of application regarding legal representatives/heirs belongs to deceased defendant No.2 are supported by an affidavit of plaintiff No.2, as mentioned supra.

7. The suit is involved dispute in respect of alleged registered will deed dated 06/10/2001 with reference to creating legal rights and interests in the immovable property etc. It is always desirable to adjudicate such dispute on merit. As such, the application deserves to be allowed. In the result, I pass the following order.

**ORDER**

- 1) The application (Exh.108) is allowed.
- 2) The plaintiffs are permitted to bring on record legal representatives/heirs of deceased defendant No.2 namely Ganpat S/o. Gangaram Taur, as sought for.
- 3) The plaintiffs shall carry out necessary amendment in the title clause of plaint (Exh.01) and make compliance in all respect within prescribed time period.
- 4) The costs in main cause.

Date :- 26/02/2026.

(S. S. Budruk)  
Civil Judge Senior Division,  
Majalgaon.

**CERTIFICATE**

The contents of above order is/are word to word same and found correct in this pdf.

Dictated on : 26/02/2026.  
Typed on : 26/02/2026.  
uploaded on : 26/02/2026.

Sd/-  
(H.B.Suryawanshi)  
Steno-Gr.II  
C.J.S.D.Majalgaon.