

MHBU040001132018



Order Below Exh. 11.
(Date: 17/09/2025)

Read application, perused say (Exh. 12) and record.
Heard advocates from both sides.

02. The appellants has taken out the present application to bring on record the legal representatives of the deceased respondent No. 1 Shataram Sonaji Pahurkar. It is contended that the respondent No. 1 died on 25/02/2023 leaving behind

1. Smt. Saraswati Wd/o Shantaram Pahurkar
Aged about 82 years, Occ. Household.
2. Prakash Shantaram Pahurkar
Aged about 63 years, Occ. Labour
3. Sunil Shantaram Pahurkar
Aged about 61 years, Occ. Pensioner
4. Rajesh Shantaram Pahurkar
Aged about 58 years, Occ. Private Job
5. Sanjay Shantaram Pahurkar
Aged about 55 years, Occ. Private Job
6. Shobhatai Gaurishankar Sarate
Aged about 65 years, Occ. Household
All R/o Pawan Nagar, navi Vasti, Badnera, District Amravati.

03. The appellants came with the case that due to strained relations with the family of the respondent No. 1, the death of

respondent No. 1 was not came to their knowledge within reasonable time therefore the delay of 10 months and 09 days has been caused. Whereas, the substantial rights of the parties are involved in the present appeal, therefore in absence of LRs of the respondent No. 1 the appeal could not be decided on merits therefore, by condoning the delay they may be permitted to bring on record the legal representatives of the deceased respondent No. 1 who died on 25/02/2023 at Badnera, Dist. Amravati.

04. On behalf of the respondent the application is strongly opposed on the ground that delay is not properly explained.

05. In the above backdrop on hearing both sides very candid submission made by the advocate P. R. Joshi that presence of the LRs of the deceased respondent No. 1 is necessary in this appeal, therefore by imposing the cost if the application has been allowed then it will meet the ends of justice. The advocate S. V. Agrawal for the appellant has consented for the payment of the cost. So, in view of their healthy argument, the application is allowed subject to cost of Rs. 1000/-, payable other side on or before next date, failure to which the application deemed to be rejected.

Date: 17/09/2025.
Place: Khamgaon.

(Laxmikant A. Bidwai)
Adhoc District Judge-1,
Khamgaon.

Certificate

I affirm that the contents of this PDF file order as correct word to word as per the original order .

Name of the Court : Adhoc District Judge1, Khamgaon.

Name of steno and designation: A. A. Tholbare, Stenographer
(Grade-2)

Direct Dictated on : 17.09.2025

Uploaded Date : 18.09.2025