

COMMON ORDER PASSED BELOW EXH.28 AND 29

[1] The applicant / plaintiff has filed present application at Exh.28 for condonation of delay and application at Exh.29 for permission to bring legal heirs of deceased defendant no.2.

[2] Defendants have filed their say and given no objection to the above both applications.

[3] Perusal of contents of applications and also record of the suit it appears that the applications are filed on 09/08/2023 i.e. beyond 90 days of death of defendant no.2. Applications are supported by affidavit. In order to enable the Court effectively and completely adjudicate upon and settle all the questions involved in the suit, it is necessary to allow the applications to bring on record the legal heirs of deceased defendant no.2. There are no other legal heirs except those mentioned in the application at Exh.29. Taking into consideration the above stated facts and circumstances applications are deserves to be allowed subject to cost. Hence, I pass the following order :

ORDER

[1] Applications are allowed.

[2] Bring legal heirs of deceased defendant no.2 on record within two weeks from today subject to cost of Rs.200/-. Cost be given to defendant.

[Pronounced in open Court.]

Place : Mehkar.
Date :02/09/2023

(A.A. Shaikh)
Civil Judge S.D., Mehkar

I A.N.Vyawhare, Stenographer (Grade II) affirm that, contents of the PDF files are same words for words as per original.

Date of Judgment / order : 02.09.2023

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