

Order below Exh. 49

Present application is moved by the plaintiff for bringing the legal representatives of the deceased defendant no. 1 on record. It is contended that on 21.01.2024, the defendant no. 1 died. The deceased defendant no. 1 is survived by his legal heirs viz., Vilas Bhaidas Patil and Mukesh Bhaidas Patil. Now the plaintiff has prayed to take above mentioned names of legal heirs of deceased defendant no. 1 on record. The defendants have filed say and objected the application.

2. The plaintiffs have contended that on 21.01.2024 the defendant no. 1 has been died and applicants are his legal representatives. The plaintiff has filed supporting affidavit at Exh. 50 on record and death certificate of deceased defendant no. 1 on record. The defendants have neither disputed the fact of death of defendant no. 1 nor disputed the fact that the proposed defendants are the legal heirs of deceased defendant no. 1. Hence, there is no hurdle to take the legal representatives of the deceased defendant no. 1 on record. Hence, order.

ORDER

1. Application is allowed.
2. Legal representatives of the deceased defendant no. 1 be brought on record.
3. Necessary amendment be carried out. The plaintiff to furnish copy of the amended plaint.

Date : 03.07.2025

(Harshada S. Admane)
Civil Judge, J.D., Shindkheda