

MHJN020016952017



R.C.S. No.279/2017.

Dnyaneshwar Vs Laxman & Ors

**ORDER BELOW EXHIBIT-31**

01. Perused the application and say of Lrs. of deceased defendant No.1 to which, they have not objected to allow the application. Heard respective advocates of the parties. The present application is moved by the plaintiff to bring L.Rs. of deceased defendant No.1. It is matter of record that, defendant No.1 died on 27.05.2023. Application to bring L.Rs. of deceased defendant No.1 has been moved within limitation i.e. on 17.08.2023. Furthermore, application is supported with an affidavit, Death certificate. It is a matter of record that, proceeding is arising out of property dispute. Therefore, to avoid multiplicity of litigation and to adjudicate the present matter on merit between all parties, it will be just to allow the present application in the interest of justice. Hence, I pass following order.

**ORDER**

1. Application is allowed as prayed for.
2. Plaintiff is permitted to bring L.Rs. Of deceased defendant No.1 as defendant Nos. 1(1) to 1(7) to this suit.
3. The plaintiff shall carry out necessary amendment by taking L.Rs. Of deceased defendant No.1 within period of 14 days from this order. Further, plaintiff is directed to file the copy of amended plaint forthwith.

4. After filing amended plaint, issue suit summons to the newly added defendants.
5. Cost in main cause.

Sd/-

(Sunita P. Paithankar)  
2nd Jt. Civil Judge S.D., Jalna  
Tal. Dist. Jalna.

Date. 06.04.2024