

MHKO010027562018



Order below Exh.30 in Regular Civil Appeal
No.220/2018

Perused the application and say. Heard.

2. This application under Order 22 Rule 4 of the Code of Civil Procedure for bringing the legal representatives of deceased respondent No.1b, Jaypal on record. The core of application that, respondent No.1b, Jaypal is no more dated 06/12/2021 leaving behind legal representatives in view of this application. So, permission may be granted to bring them on record.

3. On receipt of this application, say of respondents was called. In response to it, respondents have submitted that appellants needs to verify all legal representatives of deceased respondent and then they may bring the legal representatives of deceased respondent No.1b on record. It is further say of respondent that in the interest of justice necessary order may be passed.

4. Court considered arguments. Examined the

record. The delay caused in bringing legal representatives of deceased respondent No.1b has been condoned and this Court has also set aside the abatement order passed against respondent No.1b. That considering the nature of litigation, appellants needs to permit to bring the legal representatives of deceased respondent No.1b on record and thus the application is deserve to be allowed. Hence, the order :-

Order

- 1) Application is allowed.
- 2) Appellants are permitted to bring legal the representatives of deceased respondent No.1b on record.
- 3) Appellants to comply on or before next date.
- 4) In the peculiar circumstance, no order as to costs.

Date : 02/05/2023.
Kolhapur.

(**M. S. Kakade**)
Ad-hoc District Judge-2, Kolhapur.