


MHKO050025992014 	<b><u>R.C.S. No. 363/2014</u></b>  <b><u>Vijay Sambhaji Waigade</u></b> <b><u>Vs.</u></b> <b><u>Sourabh Rajabhau Waigade</u></b>
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**ORDER BELOW EXH. 175**

The plaintiff has filed this application as per Order XXII Rule 4 read with Order VI Rule 17 of the Code of Civil Procedure for amendment in the plaint.

02. The plaintiff has submitted that, defendant No. 4 Sumitra Sambhaji Waingade has demised on 27.06.2024. Her husband i.e. defendant No. 3 Sambhaji Anandarao Waingade was also died on 07.12.2023. Deceased defendant No. 3 and 4 having two sons i.e. plaintiff Vijay Sambhaji Waingade and defendant No. 2 Ajay Sambhaji Waingade. Except them there are no other legal heirs to deceased defendant No. 3 and 4. As legal heirs of deceased defendant No. 3 and 4 are already on record, he prayed to allow the present application.

03. The defendant No. 2 has filed his say overleaf of the application and prayed to pass appropriate order.

04. Heard both sides.

05. Present suit is filed for permanent injunction. Valuable rights of the parties are involved in the suit. As legal heirs of deceased defendant No. 3 and 4 i.e. plaintiff and defendant No.2 are already on record, no prejudice will be caused to defendants. Plaintiff only wants to add 'Deceased' before the name of defendant No. 3 and 4. Hence, I am inclined to allow this application and pass the following order-

**ORDER**

- (1) Application (Exh. 175) is allowed.
- (2) The plaintiff is directed to carry out necessary amendment in the plaint as described in the application till next date.

Date :- 28.01.2026  
Ichalkaranji

(Akshay R. Kulkarni)  
4<sup>th</sup> Jt. Civil Judge (Junior Division),  
Ichalkaranji

**Certificate**

I affirm that the contents of the P.D.F file judgment are same, word to word, as per the original judgment.

Name of Stenographer	Pratiksha P Patil
Name of Court	Akshay R. Kulkarni 4 <sup>th</sup> Jt. C. J. J. D. & J. M. F. C. Ichalkaranji.
Date of Decision	28.01.2026
Order signed by the P.O. on	28.01.2026
Order uploaded on	28.01.2026