



ORDER PASSED BELOW EXH.30
IN REGULAR CIVIL SUIT NO.129/2023

[CNR No.MHKO090002302023]

The present application is filed by plaintiff for bringing legal heirs defendant no.7-A-III Mainabai Santu Patil on record. It is contended by plaintiff that to obtain the death certificate, there was some time consumed and therefore, there was delay in bringing the legal heirs on record. The defendant nos.1 to 4 objected the application vide Exh.38 on the ground that the present application is totally false, baseless. The instant application is untenable in law. There is delay of more than 11 months and proper explanation is not assigned. Therefore, the application is liable to be rejected with cost of Rs.5000/-.

2. Already the delay is condoned and abatement is set-aside. The defendants not contested the death of defendant no.7-A-III. The right to sue survives. Hence, I pass the following order :-

ORDER

- 1] The plaintiff is permitted to bring legal heirs of deceased defendant no.7-A-III Mainabai Santu Patil on record till next date.
- 2] Plaintiff to comply.

Place : Gadhinglaj.
Date : 25.03.2025.

(N. S. Puri)
Civil Judge Sr.Dn., Gadhinglaj