

MHKO090003092014

**ORDER BELOW EXH. 31 IN REG. CIVIL SUIT NO. 123/2014**

1. The plaintiff has filed an application for condonation of delay and setting aside of abatement. The application is contested by the defendants.
2. It is submitted that the plaintiff died on 19.11.2019. However, the legal representatives were not brought on record. On 11.02.2021, the aforesaid application was filed. The reasons given for the delay is Covid – 2019 pandemic. It is further submitted that the plaintiff was unaware the fact that the application for bringing legal representatives on record is required to be filed after death of any plaintiff. Similarly, it is submitted by the plaintiff that he could not meet the advocate for making suitable application. On the contrary, it is submitted by the defendants that reasons given in the application are not reliable.
3. Considering the reasons given in the application, I find that in the interest of justice, the delay can be condoned. Hence, the delay to set aside the abatement is condoned on costs of Rs. 200/-. Costs shall be paid within two weeks from the date of this order.

Date : 14.10.2022

(G. V. Deshpande)
Civil Judge Senior Division,
Gadhinglaj