



ORDER PASSED BELOW EXH.58
IN REGULAR CIVIL SUIT NO.109/2018

[CNR No.MHKO090003882018]

The present application is filed by plaintiff for setting-aside the abatement of defendant no.2 on record.

2. Perused the application and say filed thereon. It is the contention of plaintiff that due to old-age, plaintiff could not bring the legal heirs on record within time. Therefore, abatement be set-aside.

3. The other side strongly opposed the application on the ground that the reason is false and vexatious. It is false to state that plaintiffs have no knowledge, therefore, application is liable to be rejected.

4. On perusal of application, it appears that the delay is not intentional but due to old-age of the plaintiff, it will be just and proper to set-aside the abatement. Hence, I pass the following order :-

ORDER

- 1] The application is allowed.
- 2] The abatement against deceased defendant no.2 is set-aside.

Place : Gadhinglaj.
Date : 25.02.2025.

(N. S. Puri)
Civil Judge Senior Division,
Gadhinglaj