



ORDER PASSED BELOW EXH.49
IN REGULAR CIVIL SUIT NO.127/2015

[CNR No.MHKO090005242015]

The present application is filed by the plaintiff for bringing legal heirs of defendant Balu Rau Kadam. It is the contention of the plaintiff that the defendant Balu Rau Kadam was died on 05.11.2025 and there is delay of 28 days to bring his legal heirs on record. The plaintiff used to reside at Mumbai with his family and he was medically operated due to knee problem, therefore, there is delay to bring the legal heirs on record. Hence, the application be allowed and the plaintiff be permitted to bring the legal heirs of deceased defendant Balu Kadam on record.

2. Per contra, the application is opposed by the defendant on the ground that there is intentional delay to bring the legal heirs on record. Therefore, the application is liable to be rejected.

3. Heard both the sides. Perused the record. It appears that right to sue survives. Therefore it is necessary to bring legal heirs on record. The other side not challenged the name of legal heirs mentioned in the application. The delay for bringing LRs on record is condoned and the abatement is set-aside vide order

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passed below Exh.48. Therefore, in my view, it is necessary to bring legal heirs on record to proceed with the suit. Thus, I pass the following order :-

ORDER

- 1] The application is allowed.
- 2] Plaintiff is permitted to carry out necessary amendment regarding bringing LRs of deceased defendant Balu Rau Kadam on record.

Place : Gadhinglaj.
Date : 26.02.2026.

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