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| <b>MHKO110001662012</b><br> | <p align="center"><b><u>R.C.S. No. 189/2012</u></b></p> <p align="center"><b><u>Bandu Laxman Patil.</u></b></p> <p align="center"><b><u>Vs.</u></b></p> <p align="center"><b><u>Mansing Dadaso Surve.</u></b></p> |
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**ORDER BELOW EXH. 43.**

Present application is filed by the plaintiff to bring legal heirs of deceased defendant No. 1 on record.

**02.** The plaintiffs contended that, defendant No.1 namely, Mansingh Dadaso Surve has died on 13/02/2024. Due to insufficient documents, plaintiff failed to bring legal heirs of deceased defendant No.1 on record within stipulated period. No prejudice will be caused to the defendants if present application is allowed. Hence, for the reasons stated in the application, plaintiffs prayed to allow the application.

**03.** Defendants have filed their say overleaf of the application and strongly resisted to it by contending that, no cogent reasons stated in the application. Only to prolong the matter plaintiff has filed present application. Hence, present application be rejected. If applications are allowed then heavy costs should be made against plaintiff.

**04.** I have perused application and say. It appears that, present suit is filed for declaration and permanent injunction against the defendants. If legal heirs of deceased defendant No.1 are added as party they will be legally entitle to proceed with the matter. Hence, considering all facts and circumstances. It would be proper to allow the application by awarding cost on plaintiffs. Hence, I pass following order-

**ORDER**

Present application (Exhibit No. 43) is allowed.

**Date : 23/07/2026**  
**Peth-Vadgaon.**

**( J. N. Bhasme )**  
**3<sup>rd</sup> Jt. Civil Judge Junior Division,**  
**Peth-Vadgaon.**