



Order Below Exh.25 In Civil M.A. No. 06/2022
CNR No. :-MHKO110001852022
Passed on 13/01/2026

This is an application filed by the applicant to set aside abatement order passed against non applicant No. 1.

2. Non applicant No. 1 namely, Rangrao Dinkar Jadhav was died on 28/03/2022. However, applicant failed to bring legal heirs of deceased non applicant No. 1 within the period of 90 days. Hence, the suit is abated against non applicant No. 1. Hence, this application.

3. Non applicant have filed their say on over leaf of an applicant and contended that, sufficient reasons are not mentioned in this application. Applicant intentionally prolong the matter. Hence, applications deserves to be rejected. If applications are allowed then heavy costs should be made against applicant. Accordingly prayed for necessary order.

4. I have perused application and say filed thereon. Considering the nature of litigation right to survive against the non applicant therefore, it is necessary to grant an opportunity to the non applicant for contesting the matter by setting aside abatement order passed against non applicant No.1. At the same time, delay caused by him can not be ignored. Hence, I pass following order.

ORDER

Application (Exhibit No. 25) is allowed subject to costs of Rs.500/- (Rupees Five Hundred Only) payable to non applicant.

Date : 13/01/2026
Peth-Vadgaon.

(J.N. Bhasme)
Jt. Civil Judge Junior Division,
Peth-Vadgaon.