



ORDER BELOW EXH. 53 in RCS No. 194/2013

CNR Number is MHKO110007432013

(Passed on 28/09/2021)

1. Through this application, Plaintiff prayed for permission to record names of legal heirs of deceased plaintiff Anil Dattajirao Pawar as per Order 22 Rule 3 of The Code of Civil Procedure, 1908.
2. Other side have filed reply on this application and contended that, necessary order may be passed in the interest of justice.
3. Perused record. This application and say on it. Heard learned advocate for plaintiff and defendants for sufficient time.
4. Deceased plaintiff Anil Dattajirao Pawar died on 28/07/2020. Proceeding was abated against him. Said order is set aside today. Delay of more than 90 days is condoned. Right to sue is survived by legal heirs named in this application in the form of wife of deceased plaintiff Anil Dattajirao Pawar.
5. Application is supported by an affidavit. The reason mentioned in the application appears to be just which prevented Plaintiff legal heir for bringing legal heirs of deceased plaintiff Anil Dattajirao Pawar on record earlier. As such, I am inclined to allow the application. Resultantly, following order.

ORDER

1. Application is allowed.

2. Plaintiff is permitted to add names of legal heirs of deceased plaintiff Anil Dattajirao Pawar as prayed in plaint (Exh.1). Necessary amendment be carried and copies be supplied.

Sd/-

(C. S. Deshpande)

Date :- 28/09/2021

Jt. CJJD, Peth-Vadgaon.