

MHKO120005072006



Reg. Civil Suit No.17/2012
(CNR No.MHKO120005072006)

Order below Exh.95

Perused the application and say of defendants. Heard both sides. Notice duly served to proposed legal heirs of defendant no. 23(1) but, they failed to file their say. Hence, application proceed without their say. Defendant no. 23(1) – Namdev Dnyandev Kumbhar, died on 27/09/2020. The suit is filed for the relief of partition. The right to sue survives in favour of legal heirs of defendants no. 23(1). The fact of the death is not disputed. However, there is delay to file this application. Therefore, costs needs to be imposed upon the plaintiffs to compensate the defendants. Therefore, I pass following order.

ORDER

1)	The application (Exh.95) is allowed subject to costs of ₹ 200/- (Rs. Two Hundred Only).
2)	Plaintiffs and their Ld. Adv. shall carry out necessary amendment within 14 days from today and submit amended copy of the plaint.

Date : 01/08/2025

(N. D. Rudrabhate)
Civil Judge Junior Division,
Gargoti