

	<p style="text-align: center;"><b><u>ORDER BELOW EXH.34 IN R.C.S. NO.42/2014</u></b></p> <p style="text-align: center;"><b>Shri. Shivaji Govind Patil</b> <b>Vs.</b> <b>Shri. Annappa Vithoba Patil.</b></p>
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This is a suit for declaration and perpetual injunction. By application filed at Exh.34, vide Order XXII, Rule 4 r/w. Order VI, Rule 17, plaintiffs have prayed to grant permission to bring L.Rs. of deceased defendant No.4 namely, Shri.Chhudamani Dattatraya Patil. In the application it is contended that, defendant No.4 has died on 04/08/2023 leaving behind his legal heirs whose names are mentioned in para. No.1 of this application. Therefore, plaintiffs prayed to grant permission to bring L.Rs. of defendant No.4 and amend the clause title. The application is supported with affidavit of plaintiff No.1. Application is strongly objected by defendant by filing say at the overleaf of application.

2. It is a matter of record that, defendant No.4 died on 04/08/2023 as per death certificate with list Exh.35. This application is filed on 26/10/2023. Thus, the application is well within limitation. Thus, the application deserves to be allowed. Hence, following order.

**ORDER**

Application at Exh.34 is allowed.

The plaintiffs are permitted to bring L.Rs. of defendant No.4 in the suit and carry out necessary amendment in the plaint title within 14 days for passing of this order and also to file amended copy of the plaint.

Parties to note

Date : 02/05/2024.

(C.U. Shipkule)  
Civil Judge Jr.Dn., Chandgad.