


MHKO140001632008 	<u>ORDER BELOW EXH.91 IN R.C.S. NO.40/2008</u> <u>Ganapati Mahadeo Shirodkar</u> <u>Vs.</u> <u>Manohar Dattatrya Pokale</u>
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ORDER BELOW EXH.91**(Dated: 09/09/2025)**

1. This is a suit for declaration and permanent injunction. By this application filed at Exh.91, vide Order XXII, Rule 3, applicants have prayed to grant permission to bring L.Rs. of deceased defendant no.1. In the application it is contended that, defendant no.1 has died on 13/05/2024 leaving behind thier legal heirs whose names are mentioned in this application. Thus, applicants sought permission to bring L.Rs. of defendant no.1 on record. Application is supported with affidavit of plaintiff no.2(3)
2. Heard, the ld. Advocate for the plaintiffs and the defendants.
3. It is a matter of record that, defendant no.1 died on 13/05/2024 as per death certificate. The name of L.Rs. of said plaintiff No.4 are mentioned in this application. The present application is filed on 31/08/2024. There is a no delay for making this application. Therefore, L.Rs. of defendant no.1 are required to brought on record. Thus, the application to be allowed. Hence, following order.

ORDER

1. Application at Exh.91 is allowed.

2. The applicants are permitted to bring L.Rs. of defendant no.1 on record whose names are mentioned in this application.
3. The applicants to 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.
4. Parties to note.

Date : 09/09/2025.

(V.S. Agarwal)
Civil Judge Jr.Dn., Chandgad.