



**R.C.S. No.87/2016**  
**Suresh Magdum Vs Hindurao**  
**Magdum**  
**CNR No.MHKO180003192016**

**ORDER BELOW EXH.31**  
(Passed on 26th October, 2021)

Plaintiff filed present application to set-aside abatement of suit in respect of deceased defendant No.3. Defendants objected to the application by filing say on itself.

2. Heard argument for both sides.

3. This is a suit for partition. Right of sue survive against purposed legal heirs of defendant No.3. The reason for delay also found sufficient. Hence, the application is allowed and abatement of suit in respect of defendant No.3 is set-aside.

Sd/-

Dt.26.10.2021

**(A.A.Kulkarni)**  
Jt. Civil Judge Junior Division,  
Kurundwad.