

MHLA010011852012



R.C.A. No.100261/2012

Rukminbai Hanumant Jidde

Vs.

Shiv Chatrapati Shikshan Sanstha

ORDER BELOW EXH.106

Perused application. This application has been filed by the advocate for applicant for direction to the appellants to bring the applicant on record as legal representative of deceased appellant Shankar Hanmantrao Jidde. According to him, the original appellant Rukminibai Hanmant Jidde died on 21.01.2017. Her son Shankar s/o. Hanmantrao Jidde died on 15.05.2008. After the death of Rukiminibai the legal representative of deceased Shankar and other sons and daughters of Rukminibai were brought on record as legal representatives of Rukminibai. However, the present applicant Savita Santosh Bhale was intentionally avoided to be brought on record as legal representative of deceased Shankar Hanmantrao Jidde, though she is his daughter. Being a legal representative of deceased Shankar Jidde, she is a necessary party. Her valuable rights in the suit property are involved. She did not have knowledge about pendency about this appeal. She prayed that, her application be allowed.

2. The advocate for appellants filed his no objection to this application. However, it is submitted by advocate for respondents that, this application filed at belated stage just to prolong the appeal. Hence, it is submitted that, necessary order be passed.

3. Heard both sides. Perused the record. The record shows that, after death of deceased Rukminibai all her legal representatives,

except applicant, were permitted to come on record. There is no dispute about the fact that applicant is the daughter of deceased Shankar Jidde. Hence, being his legal representative, she is a proper party in the appeal. Her valuable rights in the suit property are involved in this appeal. She has a right to come on record as legal representative of her deceased father and also has the right to contest this appeal. There are no legal impediments in allowing this application and issuing direction to the appellants to add the applicant in the appeal as a legal representative of deceased Shankar. I am therefore, of a considered opinion that this application deserves to be allowed. Hence, the following order :

ORDER

1. This application is allowed.
2. The appellants are directed to bring the applicant Savita Santosh Bhale on record as legal representative of deceased Shankar Hanmantrao Jidde.
3. Necessary amendment be carried out by next date and amended copy of appeal memo be filed on record without any delay.

Date : 14/08/2026.

(R. B. Bhagwat)
District Judge-2,
Latur.