



M.A.C.P No.299/2016
CNR No.MHLA01-003125-2016
Mehboob -v/s- Ganesh & Ors.

Order below Exh.55

- 1) The present applicant has filed this application submitting that the original claimant Mehboob Bagwan died on 07-02-2023 leaving behind him the applicant as his only son and L.R. and thus prayed that he may be taken on record as L.R. of deceased claimant. The application is objected by respondent submitting that the applicant has not disclosed the name of other legal heirs and thus, objected the application.
- 2) Heard both the sides.
- 3) The applicant has filed on record the copy of death certificate showing that the original claimant died on 07-02-2023 and thus, the application filed on 14-04-2023 is well within the period of limitation.
- 4) The application is objected submitting that the name of other legal heirs are not disclosed but nothing is mentioned as to whether deceased is having any other heirs. Moreover, the applicant has filed his own affidavit stating that the claimant died leaving behind him the applicant as his only son. There is no reason to disbelieve the submission of applicant to this extent. The application being filed within limitation thus deserves to be allowed and hence, order.

Order

- 1) Application is hereby allowed.
- 2) The applicant be brought on record as L.R. of deceased name Mehboob S/o. Kasimsab Bagwan.
- 3) Applicant to carry out the amendment on or before next date and submit the copy of amended petition.
- 4) Parties to note.
(Dictated and pronounced in the open Court.)

Dated : 06/06/2023.

(K. S. Totla)
District Judge-3, Latur.