

Order below Exh.31 in RCS No.16/2013

By this application plaintiff has requested for granting permission to bring the legal heirs of deceased defendant on record, on the grounds stated in the application. The application is proceeding ex-parte against Sunita Vithal Kumhar and Mahananda Narsingh Kumbhar. The legal heirs of deceased defendant namely Deepak B. Moholkar and Santosh B. Mohalkar have filed their say and raised objections. Perused application and say. Heard both the sides. Record shows that the application at **Exh.29** filed by plaintiff for condonation of delay in bringing the legal heirs of deceased defendant came to be allowed by order dated 16/04/2024 subject to penalty of Rs.500/- to be deposited with TLSA, Nilanga. Record further shows that the said penalty amount has been deposited by plaintiff on 18/06/2024 vide receipt No.0654841. As the delay has been condoned by the Court, I pass following order:-

ORDER

1. Application is allowed.
2. Plaintiff is hereby permitted to bring the legal heirs of deceased defendant on record by carrying out necessary amendment in title clause of the plaint.
3. Plaintiff shall provide copy of amended plaint to the Court and for the legal heirs of deceased defendant at the earliest.
4. Suit summons be issued to legal heirs of deceased defendant, once they are added in the title clause of the plaint.
5. No order as to costs.

Date :18/06/2024

(Ashish B. Marlecha)
Civil Judge (Sr.Dn.),
Nilanga, Dist. Latur.