

MHLA110004252022



Order below Exh.35 in Spl.CS No.45/2022

Kalpana Vs. Vilas

By this application plaintiffs have requested for granting permission to bring the legal heirs of deceased defendant No.8 on record, on the grounds stated in the application. The legal heirs of deceased defendant No.8 have filed their say and raised objection. Perused application and say. Heard both the sides. From the contents of application it appears that defendant No.8 died on 29/03/2023. Plaintiffs have filed photocopy of order passed in MANRJE No.309/2023 at list below Exh.39/1, filed by the legal heirs of deceased defendant No.8 for grant of heirship certificate, and it shows that defendant No.8 died on 29/03/2023. This application is filed by plaintiffs on 19/06/2023 i.e. within limitation. Hence, I pass following order:-

ORDER

1. Application is allowed.
2. Plaintiffs are hereby permitted to bring the legal heirs of deceased defendant No.8 on record by carrying out necessary amendment in title clause of the plaint.
3. Plaintiffs shall provide copy of amended plaint to the Court and for defendants at the earliest.
4. The suit summons be issued to the legal heirs of deceased defendant No.8, once they are brought on record.
5. No order as to costs.

Date : 23/07/2024

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