

Order below Exh.196 in

R.C.S.No.119/2013

CNR-MHLA-000499-2013

(Prakash & Ors.Vs. Champabai & Ors.)

Heard learned advocate for plaintiffs and defendants. Plaintiff No.2 Vijaykumar Gangaram Patil is reported to have died on 28/05/2021.

2. The deceased plaintiff No.2 Vijaykumar Gangaram Patil is survived by son and five daughters. They are the legal heirs of the deceased plaintiff No.2. The right to sue, therefore survives.

3. The date of death is 28/05/2021 and the application is filed on record on 12/07/2021 i.e. beyond the 90 days from the date of the death of the plaintiff No.2. The application is supported by an affidavit. The plaintiffs have sufficient cause which prevented them from making application for bringing the Legal representatives on record.

4. In order to enable the court to effectively and completely adjudicate upon settle all the questions involved in the suit, it is necessary to allow the application to bring on record the legal representatives of deceased plaintiff No.2. There are no other heirs except those named in the

application. It is therefore necessary in the interest of justice to allow the application.

Order

1. The application (Exh.196) is allowed.
2. The plaintiffs are allowed to bring the legal heirs of the deceased plaintiff No.2 on record of the suit within 14 days from today.

Nilanga

Date:-19/01/2022.

(K.S.Suryawanshi)

Civil Judge, Senior Division,
Nilanga.