



RCS No. 79/2012

Dayanand Vs. Nivrutti & Ors

MHLA140002332012

ORDER PASSED BELOW EXH. 102.

This is an application moved by the plaintiff for bringing LR's of deceased defendant No. 1 on record. Perused the contents of application. Defendants have filed say overlead of the application also below Exh.104 stating therein that the application is not within limitation hence, be rejected. Heard learned counsel for both the parties. As per submission of plaintiff the defendant No. 1 Nivrutti Rangnath Yadav was died on 05.11.2016. The plaint shows that the right to sue survives after the death of deceased defendant No. 1. Hence, in the interest of justice to dispose of suit on merit the present application is deserves to be allowed for just decision of the matter. Accordingly, I proceed to pass the following order :-

ORDER

- 1] The application is allowed subject to cost of Rs.100/- (Rupees One Hundred Only).
- 2] Permission is granted to bring LR's of deceased defendant No. 1 on record. The LR's of plaintiff shall carry out amendment in the plaint and its copy be provided to the defendants on or before next date.

Date:- 03.12.2025.

Place: AUSA.

(Smt. S. D. Sabale)

2nd Jt.Civil Judge J.D., AUSA.