

MHLA140013642021 	<u>RCS NO. 412/2021</u> Shrihari V/s Bandu
---	--

Order Passed Below Exh. 31

This is an application filed by plaintiff for setting aside abatement order passed against the defendant no.2. Perused contents of application. Defendant failed to file their say. Hence, application is proceeded without their say. Heard the advocate for plaintiff. On the perusal of death certificate vide Ex. No. 38, it appears that Sandipan Kundalik Fawade died on 22.05.2024. Suit is filed for possession. Therefore, considering the reason mentioned, nature of suit and for just decision of the matter, abatement order needs to be set aside subject to cost. Accordingly, application is allowed in the interest of justice and order of abatement is hereby set aside subject to cost of Rs. 100/- to be paid to the defendant on or before next date.

Ausa.
Date: 11.08.2026.

(S. H. Nalawade)
3rd Jt.Civil Judge J. D., Ausa.