

RCS No. 412/2021
Shrihari Vs. Bandu

Order Passed Below Exh. No.35

This is an application filed for bringing legal representative of deceased defendant no.2 on record. Learned counsel for the defendants failed to file their say. Moreover, despite of service of notice proposed LR's failed to file their say. Hence, application is proceeded without their say. Perused the contents of application. Heard learned counsel for plaintiff. As per submission of plaintiff that defendant no.2 namely Sandipan Kundalik Fawade died on 22.05.2024 and right to sue survives after his demise. The death certificate of defendant no.2 is filed on record vide Exh.38. Hence, considering the nature of suit application is deserves to be allowed for just decision of the matter. Accordingly, I pass the following order :-

ORDER

1. The application is allowed subject to cost of Rs. 100/-. to be paid to the defendant on or before next date.
2. Permission is granted to bring legal representative of deceased defendant no.2 on record. The plaintiffs shall carry out amendment in the plaint and its copy be provided to the defendants on or before next date.

Date: 11.08.2026
Place: AUSA.

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