

ORDER BELOW EXH. NO.30 IN Spl. C. S. NO.10/2025
(Nilabai Ingale and another Vs. Prabhu Savalkar and Ors.)
(Passed on this *12th Day of November, 2025*)
CNR NO.MHLA170001002025

Plaintiffs have filed application for condonation of delay to bring legal heirs of deceased defendant No. 2 Bheemrao Subhana Savalkar. They submit that, defendant No. 2 Bheemrao Subhana Savalkar died on 26/03/2025. Therefore, it is necessary to bring his legal heirs on record. Prabha Bheemrao Savalkar is the wife, Ganesh Savalkar is the son, Usha Kokne, Vandana Panchal, Dhanshri Jagtap are daughters of deceased defendant No. 2. Plaintiffs could not obtained death certificate of defendant No. 2. Therefore, the delay of 63 days to bring legal heirs of deceased defendant No. 2 be condoned. Therefore, plaintiffs prayed that, their application be allowed and delay of 63 days caused to bring legal heirs of deceased defendant No. 2 on record be condoned.

2. Defendants failed to file their say though granted sufficient opportunity. Hence, “No say” order is passed against defendants.

3. Heard learned counsel for plaintiffs. Prabha Bheemrao Savalkar being wife, Ganesh Savalkar being son, Usha Kokne, Vandana Panchal, Dhanshri Jagtap being daughters of deceased defendant No. 2 are required to be added as defendants in this suit for just decision of the suit. However, considering reasons assigned by plaintiffs that they required time to obtain death certificate of defendant No. 2. Therefore, delay of 63 days is caused to file the application for bringing legal heirs of deceased defendant No. 2 on

record. Hence, for the just decision of the suit the application is liable to be allowed. Therefore , I pass following order:-

ORDER

1. The application is allowed.
2. The delay of 63 days caused for bringing legal heirs of deceased defendant No. 2 Bheemrao Subhana Savalkar is condoned.
3. No order as to cost.

Date : 12.11.2025.
Place : Ausa.

(P. I. Mokashi)
Civil Judge Senior Division,
Ausa.