

Order Below Exh. No.31

(Order passed on 07th September, 2017)

- 1] This is an application filed by the plaintiff for bringing on record legal-heirs of the defendant no.5 deceased Narayan Natthuji Dhoke.
- 2] It is the contention of plaintiff that defendant no.5 died leaving behind legal-heirs mentioned in application.
- 3] Heard learned advocate of both sides. Perused application. Learned advocate of defendants have no objection to bring Lrs on record.
- 4] It is the contention of the plaintiff, that during pendency of the suit defendant no.5 has expired. The plaintiffs filed this suit for declaration, possession and injunction against defendants. Therefore, right to sue survives. The present application is within limitation as per article 120 of the Limitation Act,1965. Hence, I proceed to pass the following order :-

ORDER

- 1) Application (Exh.31) is allowed.
- 2) Plaintiff is directed to take legal-heirs of defendant no.5 on record.
- 3) The plaintiff to carry out necessary amendment and also furnish copy of amendment plaint within stipulated time.

Dated:- 07/09/2017

(A.V. Pandit)
Jt. Civil Judge Jr. Division,
Umrer

Certificate

"I affirm that the contents of this P.D.F. file order are word to word same as per original order".

Name of Stenographer : **Mr. Mahendranath D. Nagpure**
Court Name : Joint Civil Judge Junior Division, Umrer
Date : 07/09/2017