

**MHNG130008322021****R.C.S. No. 32/2021***Dilip Jagatlal Bamnote & othrs.*

v.

*Bharatlal Asaram Bamnote & othrs.***ORDER BELOW EXH. 23**

(Passed on dated 30/08/2025)

This is an application to condone the delay for bringing legal heirs of defendant no. 1 on record. Defendant no. 1 died on 25/10/2022. The present application is filed on 04/08/2023. According to the Ld. Advocate for the plaintiffs due to lack of knowledge about necessity to bring the name of legal heirs, plaintiff could not file the application within limitation. Therefore, there is a delay to bring the legal heirs on record. Defendants have not filed any say till date.

2] Considering the reason mentioned in the application and as to right to sue survives and in the interest of justice, it is desirable to allow this application. Admittedly there is delay. Therefore, it would be appropriate to imposed cost on the plaintiffs. Hence, the following order passed :

**ORDER**

1. Application is allowed subject to cost of Rs. 300/- be deposited with TLSA, Ramtek.
2. Delay in bringing the legal heirs of defendant no. 1 on record is hereby condoned and abatement is hereby set aside.

Date: 30/08/2025

Sd/-

(D. C. Vorani)

2<sup>nd</sup> Joint Civil Judge Junior Division,  
Ramtek.