

**IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, RAMTEK**

**L.A.C. No. 42/2005**

**Smt. Narmadabai Vs. State of Maharashtra**

**ORDER BELOW EXH.28**

(Passed on this 3rd Day of May, 2025)

The applicant has filed an application to condone delay arose in setting aside abatement order and set aside abatement order. Ld. advocate of applicant has submitted that, there are delay of 34 days and delay was arisen as legal heirs were not aware about the present litigation, therefore, delay was not intentional. Therefore, delay may be condoned and abatement may be set aside.

2] On the other hand, respondent has filed say on this application and strongly opposed the same.

3] Heard both sides. I must mention here that the reason given by applicant is not just and proper. However, in the interest of natural justice, applicant is required to be given fair chance to lead his case. Therefore, application is required to be allowed subject to cost of Rs.500/-. Hence, I proceed to pass following order-

**ORDER**

- 1) Application is allowed subject to cost of Rs.500/- and cost be given to the respondent.

Ramtek.  
Date : 3.05.2025

[ S.M. Sarode ]  
Civil Judge Senior Division,  
Ramtek.

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**ORDER BELOW EXH.29**

(Passed on this 3rd Day of May, 2025)

The applicant has filed an application to delete the name of original applicant (c), who died on 1/12/2024 and permission to substitute name of legal heirs in the place of original applicant no.C.

2] On the other hand, respondent has filed say and thereby stating that appropriate order may be passed.

3] Heard both sides. In view of order passed below Exh. 28, present applicant is required to be allowed. Hence, I proceed to pass following order-

**O R D E R**

- 1) Application is allowed subject to compliance of order passed below Exh.28.

Ramtek.  
Date : 3.05.2025

[ S.M. Sarode ]  
Civil Judge Senior Division,  
Ramtek.