

IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, RAMTEK

L.A.R. No. 106/2005

Yeshwant Mahadeo Shivenkar Vs. The State of Maharashtra and Ors.

Order below Exh.21

(Passed on dated 5th day of September, 2024)

The legal heirs of applicant No.1 namely, Yeshwant Mahadev Shivenkar who had died on 07/04/2011, has filed the present application for condonation of delay in bringing L.Rs. of deceased applicant on record. Ld. advocate of legal heirs of applicant No.1 has submitted that the legal heirs were not aware about the pendency of matter as their forefathers were looking matters in the Court, therefore delay which was arisen in bringing legal heirs of deceased applicant is not intentional, therefore it may be condoned in the interest of natural justice.

2. On the other hand, non-applicants have filed their say and stated that delay is not properly explained therefore, present application may be rejected.

3. Heard Ld. advocate of applicants and non-applicants. The reason given by legal heirs of deceased applicant No.1 is not just. However, present application is required to be allowed with minimum cost of Rs.500/- in the interest of natural justice. Hence, I proceed to pass following order-

ORDER

- 1) Application is allowed, subject to cost of Rs.500/-.
- 2) Cost be given to Taluka Legal Services Authority, Ramtek.

Ramtek.
Date : 05/09/2024

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