

MHNG140003482017

R.C.S. No.25/2017
Suryakant VS Madhav



ORDER BELOW EXH. 110

(Dated 25th November, 2025)

The plaintiff moved this application to bring the legal representative of deceased defendant No. 2 and 9 on record and to delete the name of deceased defendant No. 2 and 9 from record.

2. It is the contention of plaintiff that, the defendant filed pursis at Exh. 107 and informed to the court that defendant No. 2 Padmakar Ramchandra Tarar, and defendant No. 9 Shobhabai Harichandra Gedam died during the pendency of the suit. Thereafter defendant No. 11 filed the pursis that defendant No. 2 died issue-less and defendant No. 9 Shobhabai died leaving behind the legal heir Devendra Harichandra Gedam. Hence plaintiff wants to take legal representative of deceased defendant No. 9 on record for the proper adjudication. defendant No. 11 strongly opposed the application.

3. Heard learned Advocate for the plaintiff and learned Advocate for the defendant. Defendant No. 11 filed pursis at Exh. 112 and filed copy of death certificate of defendant No. 9 Shobhabai Harichandra Gedam it shows that she died 22.08.2025

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leaving behind legal representative Devendra Ramchandra Gedam. As considering the nature of suit the right to survive against the legal representative of deceased defendant No. 9. Therefore, for proper and final adjudication the legal representative of deceased defendant No. 9 is necessary on record. Therefore application is deserves to be allowed. Hence, I pass the following Order :-

ORDER

1. Application Exh.110 is hereby allowed.
2. The plaintiff to take legal representative of deceased defendant No. 9 on record within 14 days from the date of this order.

Parseoni.
Date 25/11/2025

(G.O.Wankhade)
Civil Judge Junior Division,
Parseoni

CERTIFICATE

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

Name of Stenographer-A.B.Tamgadge