

RCS No. 36/2018

Prabhawati --vs- Netai & others.

**ORDER BELOW EXH-22**  
**( Dated 17th November,2022)**

This is an application filed by the plaintiff for deletion of name of defendant no.1 from the suit.

2. Plaintiff submitted that, the suit is filed for declaration and permanent injunction. Plaintiff further submitted that, defendant no.1 Netai alias Raibai Parasram Choudhari was died on 03.08.2021. So it is necessary to delete her name from the present suit.

3. The say of defendant was called, but he failed to file it. Hence, the application is decided without say of defendant.

4. Perused the application and record. The plaintiff submitted that, defendant no.1 was died. The plaintiff has also filed on record the copy of her death certificate. So as considering the above, it is necessary to delete the name of defendant no.1 in the present matter. Hence, following order.

**ORDER**

- i] Application (Exh-22) is allowed.
- ii] The plaintiff is permitted to delete the name of defendant no.1 from the array of the plaint and also directed to file amended copy of plaint on record till next date.

Bhiwapur  
Dt. 17.11.2022

( S. J. Lad )  
Civil Judge Jr. Dn.  
Bhiwapur.