

MHNS140005242025



ORDER BELOW EXHIBIT 29 R.C.S. NO. 97/2025
Hari Malsane & ors. Vs. Pundlik Kedare & ors.
(Passed on 23 /01/2026)

The present application is filed for delay condonation for bringing legal heirs on record of the defendant no.4

2. It is the case of the plaintiff that, the defendant no.4 Waman Madhav Kedare died on 20/09/2025. The legal representatives of the said defendant need to be taken on record within 90 days as per law. However, due to non obtaining information and death certificate of deceased, this plaintiff unable to bring on record the legal representatives of the deceased defendant within statutory period, therefore the delay of 26 days has been caused. The said delay is not deliberate. If the delay is not condoned then plaintiff will suffer with gross injustice. Hence, prayed for condonation of so called delay.

3. Defendants filed their say on the overleaf of the said application and stating therein that appropriate order be passed.

4. Heard. Perused record. It is apparent that the application is filed beyond the period of 90 days from the date of death as well as from the date of knowledge of death. The plaintiff has explain properly why the delay caused to bring on record the legal representative of the deceased Plaintiff. The delay caused bringing a

legal representative on record and for that reason case is lingering on the stage for a long, cannot be overlooked it can be compensated by imposing cost upon plaintiff. Therefore, only to aid in the proper adjudication of the case on merits, it is necessary to condone so called delay. Accordingly, I pass the following order.

ORDER

1. Application is allowed subject to cost of Rs. 500/- deposited into Taluka Legal Services, Dindori on or before next date.
2. After payment of cost so called delay condoned.

(Ashwini A.Pandit)
Joint Civil Judge Junior Division,
Dindori (MH03260)

Date :- 23/01/2026