

**ORDER BELOW EXH.142**

This is an application filed by plaintiff for taking the legal heirs on record.

2. I have perused the application and say of other side.
3. I have heard Ld. Advocate Shri. Waghmare for the plaintiff and Ld. Advocate Shri. Kshirsagar for the defendant Nos.23 to 34. It is submitted on behalf of the plaintiff that, this is suit for declaration against the defendants. During the pendency of the suit the defendant no.32 namely Gulab Pandharinath Uphade has died on 06.09.2024. He has legal heir. Therefore, it is necessary to take the legal heir on record of deceased defendant no.32. Hence, prayed for grant of the application.
4. The Ld. Advocate for the defendant has submitted that the court may passed suitable order on his application.
5. After hearing both the parties and record of the suit it appears that, the copy of death certificate is on record vide pursis dated 09.12.2024. it shows that Gulab Pandharinath Uphade had died on 06.09.2024. Therefore, it is clear that the

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defendant Gulab Pandharinath Uphade has died. It also appears that he has three legal heirs namely Sm. Bharti Gulab Uphade (widow), 2. Pankaj Gulab Uphade(son), 3. Sonali Yogesh Khandve (daughter). Considering these fact and legal provision it will proper to grant the application. Hence, I proceed to pass the following order

**ORDER**

1. The application below Exh.142 is allowed.
2. The permission is granted to take the legal heirs on record of deceased defendant No.32 Gulab Pandharinath Uphade.
3. The plaintiff is directed to carry out the purpose amendment in the plaint within the 14 days from the date of order.
4. The plaintiff is directed to ifle the copy of amended plaint.
5. After amendment in the plaint issue notice to the legal heirs for filling their written-statement if any.

Date : 14.01.2025.

Place : Dindori.

(M. R. Panad)

Civil Judge, junior Division,  
Dindori.