

ORDER BELOW EXHIBIT – 61 in RCS No. 178/2012

(Order passed on the 26th day of June 2018)

Perused the application. Ld. Advocate for plaintiff has filed the present application for bringing the LR's of deceased plaintiff.

2. It reveals from death certificate filed along-with list at Exh. 66 that plaintiff Vitthal alias Vinayak Mahadu Bachhav died on 15.08.2017. The present suit is for declaration and perpetual injunction. Therefore, right to sue survive against the LR's of deceased plaintiff.

3. Ld. Advocate of defendants has not raised any objection and prayed pass necessary order.

4. Ld. Advocate for plaintiff has filed present application within the limitation of 90 days from the date of death of the plaintiff as stated under Article 120 of the Limitation Act. Hence, I pass the following order.

ORDER

1. The application is allowed.
2. Plaintiff is permitted to bring LR's of deceased plaintiff on record within 14 days from the date of this order.
3. The plaintiff also directed to furnish amended copies of the plaint.

Place : Satana
Date : 26.06.2018

Sd/-
(Vikram A. Avhad)
Jt. Civil Judge, J.D. Satana
Dist. Nashik