

Order below Exh.45 in M.A.C.P. No.79/2021
(CNR NO.MHOS01-000454-2021)

Vide Exh. 45, it is submitted on behalf of the claimants that, in the present claim petition there are three claimants. It is submitted that, during the pendency of the claim petition, claimant No. 1 Kundlik Sada Gund expired on 05/12/2022, hence his name be deleted from the claim. Claimant No. 3 Aarti D/o. Kundlik Gund was aged 19 years at the time of filing the claim petition. The marriage of claimant No. 3 Aarti is performed with Annasaheb Jadhav. Hence, there is change of name and address of claimant No. 3 which is necessary to be recorded in the claim petition. It is prayed that, name of claimant No. 3 Aarti D/o. Kundlik Gund (Paternal Name) / Aarti W/o Annasaheb Jadhav, resident of Sangvi (Kati), Tq. Tuljapur, Dist. Dharashiv. Further, it is prayed by the claimants that, they are now ready to pay the deficit Court fee and permission to deposit the same be granted. The said application (Exh.45) is supported with affidavit (Exh.46).

2. Say of the other side was called upon Exh.45. On behalf of respondent No.2, say is filed below Exh.45 contending that, they do not have objection for deleting the name of claimant No.1. The change of name of petitioner No. 3 is objected by respondent No.2. According to respondent No. 2, the prayer No. 3 is not clear.

3. Heard learned advocate for the claimant. None present for the respondents.

4. With regard to the prayer No. 1 of deleting the name of claimant No.1 Kundlik Sada Gund, perusal of record would shows that, the claimants have placed the death certificate of Kundlik Sada Gund on record. Perusal of the death certificate would shows that, the death of claimant No. 1 was registered in the Municipal record on 13.12.2022 which shows that, claimant no. 1 Kundlik Sada Gund expired on 05.12.2022. Hence, the claim of claimant No. 1 Kundlik is abated, as such his name be deleted.

5. With regard to change of name of claimant No. 3 Aarti as the respondent No. 2 has objected, but considering the fact that, the respondent no. 3 Aarti is now married to Annasaheb Jadhav. In the interest of justice, both the maiden name and the marital name of the claimant No. 3 be mentioned in the clause title as follows:

Claimant No. 3 Aarti D/o. Kundlik Gund (Previous Name) /

alias

Aarti W/o Annasaheb Jadhav,

resident of Sangvi (Kati), Tq. Tuljapur, Dist. Dharashiv.

6. Hence, the amendments sought by the claimants as mentioned in Exh.45 being necessary deserves to be allowed. Hence, I pass the following order:

ORDER

1. Application (Exh.45) is allowed.
2. The claimants to carryout necessary amendments within the stipulated time.
3. The claimants are permitted to deposit the deficit Court fees.
4. Copy of the amendment claim petition be provided to the parties to the claim.

Dated:- 16.06.2026.

(A. D. Deo)
Principal District Judge,
Osmanabad.

CERTIFICATE

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

Name of Stenographer	--	P.J. Pawar, Stenographer (Grade-III)
Court	--	District Court, Osmanabad
Date	--	16.06.2026
Order signed by the Presiding Officer on	--	16.06.2026
Order uploaded on	--	16.06.2026