



ORDER BELOW EXH.23 IN R.C.S. No.723/2019.

(CNR No. MHOS10-001203-2019)

Suresh V/s. Maruti.

This is an application filed by plaintiff for taking on record the Lrs. of the deceased sole defendant namely Maruti Bhau Kshirsagar.

2) As sole defendant is died, application proceeded without say on merit.

3) Heard the learned counsel for plaintiff. I have gone through the application.

4) Plaintiff has contended that sole defendant namely Maruti Bhau Kshirsagar was died on 13/09/2022. LR's. mentioned in the present application are the only heirs of deceased sole defendant. As the suit is for declaration of ownership and perpetual injunction. Hence, I hold that right to sue survives. Hence, I hold that this application deserves to be allowed. Holding so, I proceed to pass the following order -

ORDER

1. Application is allowed.
2. Plaintiff is permitted to carry out the amendment as prayed and file copy of amended plaint on or before next date.
3. Issue suit summons to the proposed defendants.

Date : 15/11/2025.

(Smt. M. V. Patil-Rthode)
Civil Judgej, J.D., Washi.

CERTIFICATE

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

Name of Stenographer	---	A.M.Wagh, Stenographer (G-III)
Court	---	C.J.J.D. & J.M.F.C. Court Washi
Date	---	15/11/2025
Order signed by the Presiding officer on	--	15/11/2025
Order uploaded on	—	17/11/2025