

MHOS100012562016



**Reg.Civil Suit No.593/2016**  
(CNR No.MHOS100012562016)

**Order below Exh.63**

1. The applicants have filed this application under Order XXII Rule 3 of The Code of Civil Procedure for bringing legal heirs of deceased plaintiff (plaintiff in counter claim)- Gokuldas Uttamrao Ghule on record. They submitted that, - Gokuldas Uttamrao Ghule was expired on 21/03/2022. Therefore, 1- Shobha Gokuldas Ghule, Age- 50 years, Occupation- Household, R/o. Rui, Tal. Washi, Dist. Osmanabad, A/p. Rupinagar, Talwadi, Tal. Haveli, Dist. Pune, 2- Pravin Gokuldas Ghule, Age- 32 years, Occupation- Service, R/o. Rui, Tal. Washi, Dist. Osmanabad, A/p. Rupinagar, Talwadi, Tal. Haveli, Dist. Pune, 3- Suhas Gokuldas Ghule, Age- 30 years, Occupation- Service, R/o. Rui, Tal. Washi, Dist. Osmanabad, A/p. Rupinagar, Talwadi, Tal. Haveli, Dist. Pune, are the legal heirs of deceased plaintiff (plaintiff in counter claim), needs to be brought on record.

2. The say of defendant was called. The defendant has not filed his say. Hence, application is proceed without his say.

3. Read application and say. Heard. Perused record. On perusal it reveals that, plaintiff has filed counter claim for partition and separate possession in respect of suit land. The

plaintiff (plaintiff in counter claim)- Gokuldas Uttamrao Ghule was expired on 21/03/2022. The applicants have moved separate application for delay condonation and same is allowed. After the death of plaintiff (plaintiff in counter claim), right to sue survives on his heirs, therefore, they are required to be brought on record. It is necessary, to give permission to applicants for bringing legal representatives of deceased plaintiff (plaintiff in counter claim) on record. Therefore, the application deserves to be allowed. Hence, I pass following order.

**ORDER**

- 1) The application is hereby allowed.
- 2) The applicants are hereby permitted to bring legal representatives of deceased plaintiff- Gokuldas Uttamrao Ghule in counter claim on record.
- 3) The applicants are hereby directed to make necessary amendment in the counter claim.
- 4) The applicants are hereby directed to file amended copy of the plaint(counter claim) on record, accordingly.

Date: - 20-03-2023.

( J.S. Gaikwad )  
Civil Judge Jr. Division, Washi,  
Tq. Washi, Dist.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                     | --- | A.A. Joshi, Stenographer,<br>(Grade-III)       |
| Court                                    | --- | Civil Court,Washi,Tal.Washi,<br>Dist.Osmanabad |
| Date                                     | --- | 20-03-2023                                     |
| Order signed by the presiding officer on | --- | 20-03-2023                                     |
| Order uploaded on                        | --- | 21-03-2023                                     |

