

ORDER BELOW EXH. 74

Present application is filed by legal heirs of deceased plaintiff namely Vikram Wanve who died on 25/04/2024 for condonation of delay to bring them on record as legal heirs of plaintiff on the ground that due to lack of information and mental trauma of death of plaintiff they failed to file application for legal heirs within time.

Application is strongly oposed by defendant no. 1 by filing say stating ground that delay is intentional. Defendant prayed that on heavy cost application may be allowed. Remaining defendants failed to file say despite opportunity therefore proceeded with no say against them.

Perused record and proceeding. Death certificate is filed on record. Suit is for partition and possession. Therefore right to sue survives. Hence application is deserves to be allowed subject to cost Rs.200/- for delay. Accordingly I proceed to pass following order.

ORDER

Delay stands condoned as prayed for subject to cost Rs.200/- payable to defendant no.1

(Dictated and pronounced in open court).

Date : 04/02/2026

(Smt. P.S. Jadhav)
2nd Jt. CJSD Bhoom