

COMMON ORDER BELOW EXHS.34, 36 AND 38

These applications are filed by the plaintiffs for condonation of delay, setting-aside the abatement order and for bringing the legal representatives of plaintiff no.4 Shaila Tukaram Shinde who died on 21/10/2024. The plaintiffs filed death certificate on record.

2] It is the contention of the plaintiffs that there is delay of 18 days.

3] The defendants filed say contending that the reasons are not proper. Delay is deliberate. Therefore prayed to reject the applications. If court comes to conclusion to allow the applications, heavy cost be imposed.

4] There is delay of 18 days. The suit is for partition, declaration and injunction. Hence, to avoid multiplicity of proceedings and to elucidate the controversy between the parties once for all, the applications need to be allowed. Hence, I pass following order.

ORDER

- 1] Applications are allowed
- 2] Plaintiffs to carry out amendment and file amended plaint on or before next date.

sd/-

(Shri M.S. Bharad)

Date : 05/02/2025

2nd Joint Civil Judge, Junior Division,
Saswad, Pune

