



Civil M.A. No. 52/2021
Baban S. Shelke Vs.
Chandrakant G. Shelke

ORDER BELOW EXH. 19

1. Read application and say given on behalf of respondents. Perused the record including affidavit of Aakash M. Shelke below Exh.20 and Exh.24. Death certificate of deceased respondent No.1 Chandrakant Genba Shelke as well as deceased respondent No.7(E) Alka Nivrutti Taware attached herewith. So also say given by other side.
2. Perused the record. Heard both sides.
3. It reveals from the record that on **08/10/2023** respondent No. 1 Chandrakant Genba Shelke died and leaving behind his legal heirs as well as respondent No. 7(E) Alka Nivrutti Taware died on **05/12/2023** leaving behind her legal heirs. Here looking the facts available on record about the stage of present appeal, this court is of the opinion that in order to make effective hearing and decide this appeal on merit, the presence of legal heirs of both the deceased respondents are necessary one. Hence, I inclined to allow the present application and proceed to pass following order.

ORDER

1. The application (Exh.19) is allowed.
2. The appellants are permitted to bring legal heirs of respondent No.1 Chandrakant Genba Shelke as well as respondent No.7(E) Alka Nivrutti Taware on record at the earliest.
3. Appellant to amend the copy of appeal memo on record and produce it's amended copy.

4. After making necessary amendment, issue notice to proposed respondents.

Baramati.
Date : 04/02/2025.

[R. K. Deshpande]
District Judge-2, Baramati, Dist.Pune

