

MHPU180006612010



RCS No. 105/2010

(Sou. Chingabai Mergal & Othrs. Vs. Sadashiv Kokane & Othrs.)

ORDER BELOW EXH. 250

(Passed on 29/11/2021)

Heard Learned Adv. for plaintiff.

2. The defendant No.1 Sadashiv Kisan Kokane is reported to have died on 26/09/2021. The death certificate has been filed to show the date of death.
3. The deceased defendant survived by five legal heirs. The right to sue, therefore, survives.
4. The suit is for partition and perpetual injunction. The suit property is represented by proposed legal representatives.
5. The application to bring legal representatives of the deceased defendant No. 1 on record of the suit is made within limitation period of 90 days as prescribed by Article No. 120 of Limitation Act, 1963 from the date of death of the deceased defendant No. 1. In view of the above facts and circumstances, I proceed to pass following order:-

ORDER

1. The application is allowed.
2. The applicant is allowed to bring the legal representatives of the deceased defendant No. 1 on record of the suit.
3. The applicant has to carry out necessary amendment in the plaint within 14 days from the date of this order.

Daund.
Date : 29/11/2021.

(N. B. Jadhav)
Civil Judge Junior Division,
Daund [Court No.1].

C E R T I F I C A T E

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

Name of the Court : Shri. N. B. Jadhav, Civil Judge Junior
Division, Daund [Court No.1].
Name of the Steno : D. A. Merukar, Steno Grade-3.
Judgment date : 29/11/2021.
Judgment signed by P.O. on : 29/11/2021.
Judgment uploaded on : 29/11/2021.