

ORDER

CNR NO.MHPU-18-000829-2014

Plaintiff/Applicant has made the present application for seeking order for permission to bring legal heirs of deceased defendant no. 4 on the record. Therefore, applicant filed separate application for condonation of delay for bringing legal heirs on record at Exh.99, which has been allowed. Hence, the present application for bringing legal heirs of defendant no.4 on record.

2. Perused the application and say. Heard Ld. Adv. of the both sides.

3. It is the contention of the applicant that, defendant no. 4 Housabai @ Dropada Damu Shendge has passed away on 18.09.2019, Defendant no. 4 is survived by son namely Bhausahab Damu Shendge, Namdev Damu Shendge and daughters namely Sou. Indubai Ram More and Kisabai Sakharam Kokare. Therefore, it is necessary to bring remaining LR's of deceased defendant no. 4 on record. Therefore, prayed for allowing the said application.

4. Having considered the submissions made on behalf of both the parties and on perusal of record it appears that, it would be justifiable to bring the legal heirs of defendant no. 4 on record and give them an opportunity to defend the claim

of plaintiffs. As the present suit is for declaration and permanent injunction it is necessary to bring the LR's of deceased defendant no. 4 on the record they being, necessary parties to the present suit. Hence, I proceed to pass the following order:

ORDER

1. Application Exh.99 is allowed.
2. The plaintiff is directed to bring the LR's of deceased defendant no. 4 on record within 14 days from the date of this order.
3. The plaintiff is directed to carry out respective amendment in plaint and file amended copy of plaint within 14 days and serve the same to the legal heirs of defendant no.4.
4. Parties to take note.

Place : Daund.
Date : 10.08.2022.

Sd/-
(G.A. Kulkarni)
4th Jt. Civil Judge, Jr.Division Daund
Tal.-Daund, Dist.-Pune.

C E R T I F I C A T E

I affirm that the contents of this P.D.F file, Order are same, word to word, as per the original order.

Name of the Steno :- A. S. Mundhe
Court :- G.A. Kulkarni
4th Jt. C.J.J.D. Daund
Tq. Daund, Dist. Pune
Order date :- 10.08.2022
Order signed by the
Presiding Officer on :- 10.08.2022
Order uploaded on :- 12.08.2022