

MHPU180034192023



R.C.S. No.476/2023
Sharada and Ors.
Vs.
Ramchandra and Ors.

ORDER BELOW EXH.27.
(Passed On 09/12/2025)

The present application is filed under Order XXII Rule 4 of the Code of Civil Procedure, seeking permission to bring the legal heirs of defendant No. 3 on record. Defendant No. 3 passed away on 16/06/2025. The plaintiffs have requested that the legal heirs, as mentioned in the application, be brought on record. The application has been filed within the period of limitation. Therefore, the plaintiffs pray that the application be allowed. Conversely, defendant Nos. 1 and 2 have filed their say.

2. Heard. Perused the application, say and the record. It appears from the record that the death certificate filed at Exhibit-30 shows that defendant No.3 Pramila Ashok Gole died on 16/06/2025. The present application has been filed on 22/08/2025, which indicates that it has been submitted within the prescribed limitation period of 90 days from the date of death of defendant No. 3. The other defendants have not raised any objection disputing that the persons mentioned in the application are the legal heirs of defendant No. 3. Therefore, as the application is within limitation and there is no challenge to the legal heirship stated therein, I find no reason to reject the present application. Thus, I pass the following order:

ORDER

- 1) The application below Exhibit 27 is hereby allowed.
- 2) Permission is granted to the plaintiffs to bring the legal heirs of defendant No. 3 on record. The plaintiff shall carry out the necessary amendment in the plaint and bring the legal heirs on record within 14 days from the date of this order.
- 3) The plaintiff shall file the amended copy of the plaint on record as early as possible.
- 4) Both parties shall take note of this order.

Daund.
Dt. 09/12/2025.

(A. S. Shaikh)
4th Jt. Civil Judge (Jr.Dn.),
Daund.

CERTIFICATE

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 :- Deepak A. Merukar, Grade-3
Court / Panel :- A. S. Shaikh
4th Jt. C.J.J.D. & Judicial Magistrate
First Class (Court No. 4) Daund.
Order / Judgment date :- 09/12/2025.
Order / Judgment singed by :- 09/12/2025.
the Presiding Officer on
Order/ Judgment uploaded on :- 10/12/2025.