

Order below Exh. 157 in R.C.S no. 232 of 2012

The present application is filed by the plaintiffs to bring the legal representatives of the plaintiff no. 6 on record.

2. The plaintiffs contended that on 09-03-2020, plaintiff no. 6 passed away. The plaintiff no. 6 has three legal representatives. Hence prayed to allow the application.

3. Defendants resisted the application contending that plaintiffs have not given the application within stipulated time. No good cause is shown to take L.R. on record. Hence, they prayed for rejection of the application.

4. From the perusal of the record, it is apparent that the plaintiff no. 6 is no more. Abatement against plaintiff no. 6 is set aside and delay in taking legal representative on record is condoned. Under such circumstances, having regard to Order 22 Rule 3 of The Code of Civil Procedure, 1908, legal representatives of deceased is necessary to be brought on record for effectual adjudication of the matter.

Accordingly, the following order is passed :

ORDER

1. The application (Exh. 157) is hereby allowed.
2. Plaintiffs are permitted to bring the legal representatives of the plaintiff no. 6 on record.
3. Plaintiffs will make the necessary amendment in the plaint accordingly.
4. The compliance of above order is to be done within the period of 14 days. The effect of making L.R. of plaintiff no. 6 parties to the suit starts from date of filling amended copy on the record.

Pen
Date: 09.11.2021

Sd /-
(Pritesh Deshpande)
Jt. Civil Judge (J.D), Pen