

ORDER BELOW EXH. 85

1. The application is filed by plaintiff seeking liberty to bring on record the legal representatives of defendant No. 3 by condoning delay.
2. Defendant no. 1 is reported to have died on 07.10.2020 and the application is filed on 26.08.2022 i.e. beyond 90 days from the death of the defendant no. 1. Therefore, there is delay in taking legal heirs on record.
3. Defendant objected the application, in the say it is stated that, plaintiff has not stated specific delay period. It is further stated that, if court come to the conclusion that present application needs to be allowed, heavy costs may be imposed upon plaintiff.
4. Plaintiff has stated that, intentionally delay is not caused. The reason appears to be genuine, to decide the matter on merits an opportunity needs to be given. Therefore, I pass the following order.

ORDER

1. The application is allowed.
2. The delay is hereby condoned.

Place: Khalapur
Date : 06.06.2023

(R.D.Wabale)
Civil Judge, J.D., Khalapur

CERTIFICATE

I affirm that the contents of this PDF file Judgment/Order are same word to word as per the original Judgment/Order.

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| (a) | Name of the Stenographer | : M. S. Shirgire, Steno. (L.G.) |
| (b) | Court | : Shri. R. D. Wabale
C.J.J.D. & J.M.F.C., Khalapur |
| (c) | Date of Judgment/Order | : 06/06/2023 |
| (d) | Judgment/Order signed by the
Presiding Officer on | : 06/06/2023 |
| (e) | Judgment/Order uploaded on | : 07/06/2023 |