

Spl.Civil Suit No.39/2023
(Old Spl.C.S. No.19/2018)
Order below Exh.53

Through this application, plaintiff prayed to set aside deemed abatement order against deceased defendant No.3, who died on 23/05/2022.

02. Despite opportunity, defendant No.4 who happens to be one of the legal heirs of deceased defendant No.3, failed to file say to the application. Consequently, application proceeded without say.

03. Application is supported by affidavit. Reason cited in the application appears justified for not bringing legal heirs of deceased defendant No.3 on record. Thus, I am inclined to allow the application. Resultantly, following order.

ORDER

1. Application is allowed.
2. Deemed abatement order against deceased defendant No.3 is set aside.
3. No order as to costs.

Sd/-

Place: Mahad
Date : 30/10/2023

(P. M. Unhale)
Civil Judge, S.D. Mahad