



Spl. Execution Petition No.35/2023
(Old Spl. Execution Petition No.22/2020)
Order below Exh.19

Through this application, applicants prayed to condone delay caused for bringing legal heirs of deceased applicant/D.H. No.3 Tukaram Maruti Chile, who died on 14/03/2021.

02. J.D. Nos.1 to 3 objected the application submitting that reason cited in the application is not justified. Delay more than 2 years not properly explained. Thus, prayed to reject the application.

03. Heard, learned advocates for D.H. & J.D. Nos.1 to 3.

04. Cited reason that applicants being illiterate could not inform the death of D.H. No.3 to advocate within time. Thereby legal heirs of D.H. No.3 could not brought on record within stipulated time. Cited reason appears justified which caused delay in bringing legal heirs of deceased D.H. No.3 on record. Thus, I am inclined to condone delay as prayed for. Resultantly, following order.

ORDER

1. Application is allowed.
2. Delay of 2 years 8 days caused for bring legal heirs of deceased D.H. No.3 is hereby condoned.
3. No order as to costs.

Mahad
Date : 05/10/2023

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