

MHRT040000012017



ORDER BELOW EXH. 26 IN
REGULAR CIVIL APPEAL NO. 1 OF 2017

Vinay Masurkar	Appellant
Versus	
Vasant Sankulkar etc.4	Respondents

1. The appellant has filed the application to delete name of Respondent No.1. It is submitted that Respondent No.1 is dead. He was unmarried so he was issueless person. It is prayed to delete his name.

2. The respondents resisted the application by filing say that they have filed death certificate of Respondent No.1. Say is given on Exh.18. In spite of that the appellant is not making party to the legal heirs of Respondent No.1 who have got right in the suit property as per the will of deceased Respondent No.1. It is prayed to reject the application.

3. After perusing the record, it appears that Respondent No.1 Vasant Ramchandra Sankulkar died on 27-09-2017. The Ld.

Advocates of the Respondent and Appellants fairly submitted that if the application is allowed the legal representatives will appear in this matter for further proceeding. As per the application Respondent No.1 is dead and died issueless. Considering this fact there is no impediment to allow the application. In the result I pass following order.

ORDER

- (1) Application is allowed.
- (2) The applicant is directed to delete the name of Respondent No. 1 .
- (3) No order as to costs.

Khed.

Date :- 26.06.2024

(P. S. Chandgude)

District Judge -2, Khed,
Tal. Khed, Dist. Ratnagiri.

Certificate

I affirm that, contents of this P.D.F.file Judgment/order are same, word to word, as per the original Judgment /order.

Name of the English Stenographer	Mrs.V.S.Kulkarni
Name of the Court	Mr. P. S. Chandgude, District Judge-2 Khed, Dist. Ratnagiri.
Date of Pronouncement	26.06.2024
Judgment/order Signed On	26.06.2024
Judgment/order Uploaded On	26.06.2024