



CNR No. MHSI070002382014
Order passed below Exh. No.79
in R.C.S. No. 69/2014

Perused record. Heard both sides.

2. Defendant no.3 is reported to have died on 18/10/2025. Hence the plaintiff has made this application to bring the legal representatives of deceased defendant no.3 on record and amend the plaint accordingly.

3. The defendants have objected the application by filing say on overleaf of the application. It is contended that the reasons advanced therein are not satisfactory. The plaintiff has filed present application belated stage. He prayed that if the application is allowed, heavy costs be imposed on plaintiff.

4. The present suit is in respect of immovable property. Defendant no.3 is survived by wife and two sons. They are the legal representative of deceased Defendant no.3. The same has not been disputed. The application is supported by an affidavit. The right to sue survives against the legal representatives of deceased defendant no.3.

5. The abatement order is already set aside by an order passed below Exh.78. Therefore application deserves to be allowed. Hence following order,

	ORDER
1.	The application Exh. 79 is allowed.
2.	The legal representative of deceased defendant no.3 be brought on record of the suit on or before the next date.
3.	The plaintiff should file an amended copy on record, on or before the next date.
4.	No order as to cost.
	(Pronounced and dictated in open Court.)

Place : Malvan
Date : 06/05/2026

Sd/-
M.K.Fakih
Civil Judge (J.D.) Malvan.