

CNRMHSN040000462013

Reg. Civil Appeal No.6/2013

Chhabutai Ramchandra Shingare & ors.

Vs.

Babutai Mahadev Gajare & ors.

ORDER BELOW EXH. 14

1. Perused the application, affidavit of appellant No. 3 Ramchandra Sadashiv Shingare and say of respondents. They have strongly resisted the application by filing say overleaf the application. Heard learned advocates of both the parties.

2. On perusal of copy of Death Certificate (Exh. 20) it appears that deceased respondent No. 6 Malti Shankar Kshirsagar expired on 06/09/2011. The application is filed after the expiry of period specified in Limitation Act from the date of death of respondent No. 6. The reasons mentioned in the application in respect of delay caused in bringing L.R.s of deceased respondent No. 6 on record appears to be true and genuine. Thus appellants have shown sufficient cause for not making the application within the period specified in the Code of Civil Procedure.

3. Taking into consideration the circumstances of the case and above reasons it appears to be just and proper to allow the application in the interest of justice. Hence, following order is passed.

Order

Application is allowed.

Date : 01/04/2022

(Rajshri P. Pardeshi)
District Judge 2, Islampur.

CERTIFICATE

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

Name of the Stenographer	:	Shri B.M.Patil, steno, Gr.I
Court Name	:	Dist. Judge – 2 & Addl. Sessions Judge, Islampur.
Date	:	01/04/2022
Signed by P.O. on	:	01/04/2022
Uploaded on	:	04/04/2022