

CNR: MHSN040001292022

Reg. Civil Appeal No.13/2022

Sarjerao Sadhu Chambhar & ors.

...Vs...

Vitthal Rangrao (Kamble) Chambhar & ors.

ORDER BELOW EXH.17

1] Perused the application and say of other side. Respondents have resisted the application by filing say overleaf the application.

2] Heard learned advocates of both the parties.

3] On perusal of copy of Death Certificate of appellant No.1 Dropadi Sarjerao Chambhar (Exh.16) it appears that she was expired on 07/08/2023. It appears from record that the legal heirs of appellant No.1 i.e. appellant Nos. 2 to 9 are already on record. Appellants have made application within the period specified therefor in the Limitation Act. Therefore in the peculiar circumstances of the case, it appears to be just and proper to allow to carry out amendment in appeal memo accordingly.

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. Therefore, the application deserves to be allowed. Hence, following order is passed.

ORDER

1] The application is allowed.

2] Appellants to carry out amendment in the appeal within 14 days from the date of this order.

sdxxx

(Rajshri P. Pardeshi)

District Judge 2, Islampur.

Date : 21/12/2023

