

COMMON ORDER BELOW EXH.90, 91
IN REGULAR CIVIL SUIT NO.401/2012

1. Read the applications and say filed by defendants. Initially the suit has been instituted by Ramchandra Kadam. During the pendency of the suit, Ramchandra is died, however, his L.Rs. failed to take appropriate steps within statutory limitation. Application at Exh.91 has filed to take L.Rs. on record. Application at Exh.90 is filed to condone the delay for filing application within limitation. Before going into merit of the application, it would be proper to consider the plaint and written statement. The suit is instituted for declaration of sale deed as null and void and for permanent injunction. The nature of the suit itself sufficient to hold that the right to sue is survive.

2. Proposed plaintiffs have prayed to condone the delay. No specific reason is mentioned in the application and however, considering the nature of the suit and other circumstance on record, the applications deserve to be allowed on costs. Therefore, I proceed to pass the following order.

ORDER

1. Applications (Exh.90 & 91) are allowed.
2. The delay is condoned on payment of costs of Rs.500/-.
3. Cost be paid to Legal Aid.
- 3 Applicants are directed to carry out necessary amendment immediately.

Place-Miraj.
Date-07.06.2018.

Sd/-xxx
(Smt.M.N.Chavan)
Jt. Civil Judge, Jr.Dn., Miraj.