

MHSN090001892021



ORDER BELOW EXH. 16 IN R.D. No. 4/2021

(Passed on 19/04/2023)

This is an application filed by the plaintiff/D.H. seeking liberty to bring legal heirs of D.H. no.03 & 5(2) on record. It is contended that, D.H. no.03 Keshav Namdeo Mali was died on 07.04.2021 and D.H. No.5/2 Hanmant Dnyandeo Mali was died on 09/05/2021. Present application is filed within the limitation of 90 days from the date of death of D.H. No.03 & 5(2). Thus it is prayed that, liberty may be granted to bring their legal heirs on record.

2] Say of defendant/J.D. was called. They have filed no objection.

3] Perused the application and record. The application is supported by affidavit. There is no dispute regarding death of plaintiff/D.H. no.03 Keshav Namdeo Mali on 07/04/2021 and death of plaintiff/D.H.no.05(2) Hanmant Namdeo Mali on 09/05/2021. It is also not disputed that, proposed legal heirs are only heirs of plaintiff/D.H. no.03 Keshav Namdeo Mali and plaintiff/D.H.no.05(2) Hanmant Namdeo Mali. Thus, to enable this court to adjudicate the matter and settle all the facts in issues, it is necessary to grant permission to bring legal heirs of plaintiff/D.H. no.03 and plaintiff/D.H. no.05(2) on record. It is therefore, necessary in the interest of justice to allow the application. In turn I pass following order.

ORDER

1) Application Exh.16 is allowed.

- 2) The plaintiff/D.H. is permitted to bring legal heirs of deceased plaintiff/D.H. no.03 Keshav Namdeo Mali and plaintiff/D.H.no.05(2) Hanmant Namdeo Mali on record.
- 3) The plaintiff/D.H. is directed to comply the order within two weeks from the date of order.

Tasgaon
Date : 19/04/2023

(Dr.R.S.Kulkarni)
Joint Civil Judge J. D.,
Tasgaon.

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

Name of the Stenographer : Abhay Arvind Randive

Court : Joint Civil Judge J. D., Tasgaon.

Date : 19/04/2023.

Order signed by the
Presiding Officer on. : 19/04/2023.

Order uploaded on. : 19/04/2023.