

MHSN090005472018



Order below Exh.29 in R.C.S.No.75/2018

[Bhagyashri Tanaji Bhosale v/s. Dilip Babu Bansode & Ors.]

Present application is filed by Ld.Advocate of plaintiff for bringing the legal heirs of deceased defendant no.2 on record.

2. By filing present application it is submitted by the applicants that the defendant no.2 namely Kisan Babu Bansode is reported to be dead on 25.07.2018 by leaving his legal heirs behind him. The present suit is filed for declaration and injunction. Therefore, it is necessary to bring the legal heirs of deceased defendant no.2 on record.

3. After filing the present application notices were issued to the legal heirs of deceased defendant no.2. The notices were duly served to them, but they did not appear nor file their say to the present application.

4. Heard Ld.Advocate for plaintiff. The Ld.Advocate for the plaintiff in support of application have filed on record the death extract of deceased defendant no.2 at Exh.30/1 which shows that the defendant no.2 is reported to be dead on 25.07.2018. As the legal heirs of deceased no.2 have not filed any say and considering that the suit is filed for declaration and injunction, it is necessary to bring the legal heirs of deceased defendant no.2 on

record. Hence, I proceed to pass the following order.

ORDER

1. Application is allowed.
2. The plaintiff to carry out necessary amendment and to furnish the copy of amended plaint till next date.
3. No order as to costs.

TASGAON.

Date : 03.04.2023

(Omprakash M.Mali)

Civil Judge Jr.Dn.,

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 : U.P.Patil
Court : Civil Judge Jr.Dn. and
Judicial Magistrate F.C.,
Tasgaon.
Date : 04.03.2023
Order signed by the Presiding : 04.03.2023
officer on
Order uploaded on : 04.03.2023