

MHSN090006352019



ORDER BELOW EXH. 35 IN Reg. Civil Suit No. 81/2019

(Passed on 28/03/2023)

This is an application filed by the plaintiff seeking liberty to bring legal heirs of defendant no.01 on record. It is contended that, defendant no.01 is died on 07.06.2021. Present application is filed within the limitation of 90 days from the date of death of defendant no.01. Thus it is prayed that, liberty may be granted to bring his legal heirs on record.

2] Say of defendant 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 defendant No.01 Vithoba Daji Pawar is on 07/06/2021. It is also not disputed that, proposed legal heirs i.e. wife, two sons and two daughters are only heirs of Vithoba Daji Pawar. Out of these two sons are already on record as defendant no. 5 & 6. Hence, plaintiff is prayer to permit bring remaining legal heirs i.e. wife and two daughters of deceased defendant No.01 on record. 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 defendant No.01 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. 35 is allowed.

- 2) The plaintiff is permitted to bring legal heirs i.e. wife and two daughters of deceased defendant No.01 on record.
- 3) The applicant is directed to comply the order within two weeks from the date of order.

Tasgaon
Date : 28/03/2023

(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 : 20/01/2023.

Order signed by the
Presiding Officer on. : 20/01/2023.

Order uploaded on. : 20/01/2023.