

MHSN110006262018



**ORDER BELOW EXH. 123
IN R.C.S.No. 95/2018
(Abdulsatta Tamboli Vs. Rajaram Babar
& Ors.)**

1. Plaintiff has filed present application under order 6 rule 17 of Code of Civil Procedure.
2. It is the contention of the plaintiff that, during the pendency of suit, Plaintiff no. 13 died on 12/10/2024 and his wife Shama is already died. Plaintiff no. 14 Tanvir and plaintiff no. 15 Shahid are legal heirs of plaintiff no. 13. Hence, Plaintiff requested to delete the name of plaintiff no. 13 from the title clause of plaint. Hence, prayed to allow the application.
3. Defendants has filed say overleaf the application and resisted the application.
4. Heard both the Advocates. I have gone through the say filed by defendants and death certificate of plaintiffs no. 13. It shows, plaintiff no. 13 is died on 12/10/2024. Therefore, no prejudice would caused to the defendants in case the application is allowed as prayed. Hence, I proceed to pass following order.

ORDER

1. The application vide exhibit 123 is allowed.
2. Plaintiff is permitted to carry out amendment as prayed in the application on next date.
3. The amendment being minor. No need to file copy of amended plaint. However, in case, plaintiff seeks any amendment henceafter, he shall insert the present amendment in that copy of the amended plaint.
4. Cost in cause.

Date: 02/04/2025.

(R.B.Kulkarni)
Jt. Civil Judge Jr. Dn., Atpadi.

Certificate

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

Name of the Stenographer	- A. R. Jadhav
Court	- Jt. CJJD and JMFC, Atpadi.
Date	- 02.04.2022
Order signed by the	
Presiding Officer on	- 02.04.2025
Order uploaded on	03.04.2025