

Order below Exhibit 61 in Regular Civil Suit no. 57 of 2019
(CNR NO. MHSN130002092019)

The present application is filed to bring the legal representatives of the defendant no. 14 and 27 on record.

2. It is contended that the defendant no. 14 namely Bhagwan Manohar Patil died on 06.02.2019 and defendant no. 27 namely Prakash Jangalu Pawar died on 22.09.2020. Defendant no. 14 has one legal representative and defendant no. 27 has six legal representatives. Hence, prayed to allow the application.

3. The defendants resisted the application contending that the plaintiff has delayed to bring the legal representative of defendant no. 14 and 27 on record. The present application is not tenable in law. Hence prayed to reject the application.

4. Perused the application and say.

5. Heard.

6. From the perusal of the record, it is apparent that the death certificate of defendant no. 27 namely Prakash Jangalu Pawar who died on 22.09.2020 is on record while the death certificate of defendant no. 14 namely Bhagwan Manohar Patil who died on 06.02.2019 is not on record. The death certificate of defendant no. 14 is a necessary document to decide the application. The legal representatives of the defendant no. 27 is necessary to bring on record to putforth their case in the interests of justice which will ultimately help in adjudicating the matter on merit.

Accordingly, the following order is passed :

-: **ORDER** :-

- 1) The application is partly allowed.
- 2) The legal representative of the defendant no. 27 are taken on record.
- 3) The necessary amendment in the plaint shall be carried out accordingly.

Kadegaon
Date : 18.10.2023

Sd/-
(J.T.Koregaonkar)
Civil Judge, (J.D), Kadegaon