



Civil M A No. 5/2018  
CNR No. MHSN14000213-2018  
Dhananjay Vs. Shivaji

**ORDER BELOW EXH. 38.**

Heard both sides at length.

2. I have carefully perused the record. This is proceeding for restoration of suit bearing RCS No. 64/2015. Accordingly it is continuation of the suit. Therefore, objection is not tenable. The respondent No.6 Sarjerao died on 24/06/2024. This application is filed on 08/08/2024 within limitation. The right to sue survived against his legal heirs. Considering nature of suit, the proposed legal heirs are needed for fair trial and proper adjudication. It may help to decide the suit on merit. I found substance in this application. The application is allowed as prayed vide Order 22 Rule 4(1) of the Code of Civil Procedure.

3. Order dictated on computer and pronounced in open court.

Dated 24/01/2025

( S. A. Surjuse )  
Civil Judge Jr. Division, SHIRALA