

MHSN150007552022



R.C.S./416/2022
Baban alias Maruti Pandurang
Mane
Vs.
Bapuso alias Bapusaheb Pan-
durang Mane

Order Below Exhibit 59

The plaintiffs' LR's have sought permission to take legal representatives of plaintiff on record and to make consequent amendment in plaint. It is claimed that the plaintiff has passed away on 21/11/2025 and the persons named in this application are his only legal representatives.

2. The application is strongly registered by the defendants on the ground that the application is false and the legal representatives are not taken on record within the time stipulated for it in law.

3. Perused the application, say and the record. Heard both the sides.

4. From perusal of the application and the death certificate (Exh. 54), it is clear that there is no dispute as regards fact of death and date of death of deceased plaintiff. There does not appear dispute as regards, names and Number of the legal representatives of deceased plaintiff. The abatement has also been set aside *vide* order passed below Exhibit 55. In the circumstances, as the cause of action survives against the legal representatives of plaintiff, his legal representatives deserve to be taken on record and appropriate amendments in that regard,

therefore, deserve to be permitted to be carried out. Application, therefore, succeeds. Accordingly following order is passed :

O R D E R

- 1.** Application (*Exh. 59*) is allowed as prayed for subject to compliance of order passed below the application (Exh. 57).
- 2.** Permission is hereby granted to the Plaintiffs to carry out appropriate amendment in respect of Legal Representatives of deceased plaintiff, in the plaint.
- 3.** The Plaintiffs shall carry out appropriate amendments in the plaint, shall file copy of amended plaint and shall provide copy of amended plaint to the defendants on or before next date.
- 4.** Application (Exh. 59), accordingly, stands disposed of.

(Typed and pronounced in open Court)

Date : 30.07.2026
Vita

Nitin C. Pawar
2nd Jt. Civil Judge Sr. Division, Vita.

CERTIFICATE

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

Name of the Stenographer : Miss. P. D. Tingare.
Court : 2nd Jt.Civil Judge Senior Division, Vita.
Date of Typing of : 30.07.2026.
Judgment / Order
Judgment/Order signed by : 30.07.2026.
the Presiding Officer on
Judgment/Order uploaded : 30.07.2026.
on