

ORDER BELOW EXH.91 IN R.C.S. NO.342/2013

(Arjun Barangule etc Vs. Innus Bagwan etc)

[CNR No.MHSO12-000427-2013]

- 1) Plaintiffs have filed this application for bringing legal heirs of deceased plaintiff No.2 Govind Narsing Barangule on record.
- 2) Perused application and say filed by defendants. Heard both. Perused record of the suit.
- 3) Plaintiff No.2 Govind Barangulle died on 21.09.2020 is not objected by the defendants. It is also not denied by defendants, that proposed plaintiffs No.2A to 2E are his legal heirs. The suit is filed for dis-mortgage of suit property and for injunction. Hence, legal heirs of deceased plaintiff No.2 are necessary party to the suit. Moreover, delay condonation application below Exh.90 is allowed by passing detail order. If this application is allowed, no harm will be caused to defendants. On the other hand, if application is rejected there will be multiplicity of proceedings. Hence, in the interest of justice and to decide the matter on merit, it will be just and proper to allow this application. Hence, following order is passed.

ORDER

1. The application is allowed.
2. Plaintiffs are granted permission to bring on record legal heirs of deceased plaintiff no.2 Govind Narsing Barangule.
3. Plaintiffs to carry out the amendment within 14 days of this order.

Date : 16/02/2022

Sd/- xxx
(**Sampurna K. Karande**)
Jt. Civil Judge, Sr. Div., Barshi.

CERTIFICATE

I affirm that the contents of this PDF file Judgment/Order are same word to word as per the original Judgment/Order.

- a) Name of the Stenographer : R.P. Sakinal, Steno. Grade-2
- b) Court : Jt. Civil Judge Sr. Div. and
Addl. C.J.M., Barshi.
- c) Date of Judgment/Order : 16.02.2022
- d) Judgment/Order signed by
the Presiding Officer on : 16.02.2022
- e) Judgment/Order uploaded on : 16.02.2022