

MHSO130007492005



R.C.S. No.337/2005
Sopan Sangale & ors
Vs.
Jivraj Sangale & ors.

ORDER BELOW EXH.- 122

01. This is an application filed by the plaintiffs for amendment of the plaint.

02. Perused the application and say. Heard to the learned Advocate of the plaintiffs.

03. The plaintiffs contended that they have filed the present suit for the relief of declaration and partition against the defendants. During the pendency of the suit, defendant No.4C Bhagirathi Dnyandev Jadhvar is died and this fact is informed by the defendants to the court. The deceased defendant No.4C is having no any legal heir, therefore, it is necessary to amend the plaint by making bracket to the name of deceased defendant No.4C. This amendment is formal in nature and nature of the suit will not be changed or no prejudice will cause to other defendants. Therefore, prayed for allowing the application.

04. Defendants have given no objection to this application.

05. Perused the application and death certificate of deceased, it reveals that the plaintiffs have filed the present suit for declaration, partition and separate possession.

06. Defendant No.4C is died on 26/09/2025 at Chumb, Tal.Barshi Dist.Solapur. Deceased defendant No.4C is not having any legal heir. In such circumstances, it is necessary to make amendment in title clause of plaint regarding making bracket to the name of deceased defendant No.4C. By allowing the application for amendment, nature of the suit will not change. If the application is allowed, then no prejudice will cause to the defendants. Considering these facts, application deserves to be allowed. Hence, I proceed to pass following order:

ORDER

- 1) The application is allowed.
- 2) The plaintiff to carry out necessary amendment in Exh.1 of the plaint within 14 days.
- 3) After carrying out the necessary amendment, the plaintiff to furnish the copy of amended plaint on record.

(Dictated and pronounced in open Court.)

Date:- 24/02/2026

(Smt. P. V. Raut)
Jt. Civil Judge (J.D.), Barshi.

CERTIFICATE

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

(a)	Name of the Stenographer	:	Shri.S.R. Barangule
(b)	Court	:	Smt. P.V. Raut, Jt.C.J.J.D.&J.M.F.C. Barshi.
(c)	Judgment /Order declared on	:	24/02/2026
(d)	Judgment /Order checked on	:	24/02/2026
(e)	Judgment /Order signed by P.O. on	:	24/02/2026
(f)	Judgment /Order uploaded on	:	24/02/2026