

**Order passed below Exh. 49
in R.D. No. 09 / 2007**

The present application has been moved by D.H. for bringing remaining legal heirs of deceased D.H. Mahiboobali Piraehmad Mujawar on record under Order 22 Rule 3 of Civil Procedure Code. The J.D. has no objection to bring these legal heirs on record.

2. The deceased Mahiboobali Piraehmad Mujawar died on 18/12/2016. In order to enable to the Court to effectively and completely adjudicate upon and settled all the questions involved in the darkhast, it is necessary to allow the application to bring on record legal heirs of deceased D.H. Mahiboobali Piraehmad Mujawar.

3. There are no other heirs except those names in the application. It is therefore necessary in the interest of justice to allow the application. The darkhast is for recovery of possession of suit premises. The right to sue therefore survives with the L.Rs. of D.H. Mahiboobali Piraehmad Mujawar. The J.D. will not cause any prejudiced if application is allowed. Therefore, the application deserves to be allowed. Hence, for ends of justice I proceed to pass the following order.

ORDER

1. Application is allowed.
2. The L.Rs. of deceased D.H. Mahiboobali Piraehmad Mujawar are permitted to bring themselves on record of the darkhast within next date without fail.
3. The D.H. is directed to file amended copy immediately on record.

Dated : 15 / 01 / 2018

(P. P. Pethkar)
Civil Judge, Jr. Dn., Akkalkot.

CERTIFICATE

I affirm that, the contents of this PDF file order are same word to word, as per the original order.

Name of the Court : C.J.J.D & J.M.F.C., Akkalkot.

Name of Stenographer : R. R. Gunhal

**Order signed by the
Presiding Officer on** : 15 /01 / 2018.

Order uploaded on : 16 /01 / 2018.