

Order Below Exh. 74 RCS 168/2021

By way of this application legal representatives of the plaintiff sought permission to bring them on record as legal representative of deceased plaintiff. It is contented that the plaintiff died on 25.08.2022. The right to sue survives in favor of the legal representative of deceased plaintiff. The application is supported by an affidavit.

From the pursis at Exh. 73 and the said application it appears that the plaintiff is died on 25.08.2022. The present application is filed on 14.10.2022. Thus, the same has been filed within statutory limitation. The suit involves a right pertaining to immovable property. As such, the right to sue survives in favor of the proposed legal representative of the plaintiffs. Hence, the order:

Order

1. The application at Exh. 74 is allowed.
2. The proposed legal representative of the plaintiff to carry out necessary amendment in the array of the parties so as to add them as the proposed legal representative of deceased plaintiff till next date and file amended copy of the plaint.
3. Costs in cause.

Solapur.

Date: 17.11.2022

(R. R. Jadhav)

2nd Jt. Civil Judge Jr. Div., Mohol.