

ORDER BELOW EXH. 41 IN R.C.A. NO. 110/2015**(CNR.NO.MHST01001083-2015)**

(Ramchandra Shinde & Ors. Vs. Sushila Nikam & Ors.)

This is an application filed by appellants for bringing on record legal representatives of appellant No. 2 Ghatu Vithal Kokare.

2] It is contended by appellants that, appellant No. 2 Ghatu Vithal Kokare died on 08/12/2021. He had legal heirs as mentioned in the application. Due to death of appellant No. 2, it is necessary to mention deceased heirs after his name and to make bracket to his name and include his legal heirs as necessary parties as appellant Nos. 2A to 2D. It is further contended that said application is within the limitation. Due to this amendment original structure of appeal will not change at all. Hence, they prayed for taking legal representatives of appellant No. 2 and permitting them to make amendment in appeal memo to that respect.

3] Respondents filed say contending that necessary order may be passed.

4] Heard learned counsels for both parties. Perused record.

5] It appears that, present application has been filed on 18/01/2022. Applicants filed certified copy of death certificate of appellant No. 1 Ghatu Vithal Kokare.. He died on 08/12/2021. It

shows that an application has been filed within limitation. Resultantly, I proceed to pass the following order.

ORDER

- 1] Application is allowed.
- 2] Appellants shall make amendment within stipulated period in the Appeal Memo.

Date : 24/01/2022

(R. K. Rajebhosale)
Ad-hoc District Judge-3
Satara