

Order below Exh. No.48 in R.C.A. No.201/2017

(CNR No. MHST-01-001803-2017)

(Parashulram Balku Dange Vs. Dwarkabai Baburao Dange)

01. This is an application for condonation of delay caused in bringing LR's. of the deceased respondent No. 3 who expired on 13.07.2020. It is submitted that the appellant was not having knowledge about death of respondent No. 3 and therefore, delay caused in bringing his LR's. on record.

02. The proposed LR's. of respondent No. 3 were duly served with the notice Exhibit 56 but they failed to appear. Hence, the application is proceeded exparte against them by order dated 19.04.2022.

03. There is no dispute about death of respondent No. 3, the proposed LR's. have also not disputed that the appellant was having knowledge about his death. Therefore, the cause shown for delay is explained. Hence, it is liable to be set aside. Consequently, I pass the following order.

ORDER

1] The application Exhibit 48 is allowed.

2] Delay of four months caused in bringing LR's. of respondent No. 3, is condoned.

SATARA.
Date :14.07.2022.

(P.V.Chatur)
District Judge-4, Satara.
(JO CODE MH00218)