

**ORDER PASSED BELOW EXH. 94 IN SPL.C.S. NO. 48/2014**

Plaintiff No. 1-A of the counter claim has moved the present application for bringing L.R's. of plaintiff No. 1 of the counter claim on record, contending therein that, original defendant No. 1 (plaintiff No. 1 of the counter claim) Baburao Krishna Sutar died on 13.02.2022 and persons mentioned in the application are his L.R's. Now, plaintiff wants to bring L.R's. of said defendant No. 1 on record.

Application is opposed on the ground that, there is no reasonable ground for allowing the application.

2. Contention of plaintiff No. 1-A is to the effect that, original defendant/plaintiff No. 1 of the counter claim died on 13.02.2022 and person mentioned in the application are his L.R's. . Application is supported by affidavit. Delay is already condoned and abatement is also set aside. Now, there is no impediment as right to sue survives. Hence, the following order.

**O R D E R**

1. Application is allowed.
2. Permission granted to bring L.R's. of plaintiff No. 1 of the counter claim on record as mentioned in the application.
3. Plaintiff of the counter claim to carry out amendment accordingly and file amended copy of plaint within 14 days.

Place : Karad  
Date : 03.08.2022

(Y. H. S. Deshmukh)  
Jt. Civil Judge, Senior Division, Karad