



Order Below Exh. 46 in RCS No. 95/2019
(Hanamant Yashawnat Patil Vs. Rajjak Baban Mulani)

1. This application is filed by the plaintiff No. 1 for condonation of delay of 4 months in bringing legal representatives of deceased plaintiff No. 2. It is contended that, the plaintiff No. 2 died on 16/07/2025. Legal Representative of deceased plaintiff No. 2 and they are necessary parties. Due to due to the talk of the compromise therefore the plaintiff No. 1 could not file application for bringing Legal Representative of deceased plaintiff No. 2 on record within limitation and delay is caused which needs to be condoned. Therefore, the plaintiff No. 1 prayed to allow the application.

2. Other side objected the application by filing say. It is contended that, reason mentioned in the application is not just and proper. Therefore, other side prayed to reject the application or impose heavy costs.

3. Heard both sides.

4. Perused the record. It is contention of the applicant that, the plaintiff No. 2 died on 16/07/2025. It is the contention of the applicant that, due to the talk of the compromise,

therefore, the plaintiff No. 1 could not file application for bringing Legal Representative of deceased plaintiff No. 2 on record within limitation. Therefore, considering the reason there is sufficient cause for condonation of delay. Hence, in the interest of justice, application deserves to be allowed. In the result, I pass the following order.

ORDER

1. The applications at Exh. 46 is allowed.
2. Delay in bringing legal representatives of deceased plaintiff No. 2 on record is condoned.

Date : 12/02/2026.

(Prashant P. Kulkarni)
4th Jt. Civil Judge Junior Division,
Karad.