

ORDER BELOW EXH. 52 IN R.C.S. No. 155/2020

(CNR-MHST070009882020)

Raju Vasant Thoravde Vs. Sanjay Vasant Thoravde

Plaintiff has filed an application to condone the delay which arose in bringing legal heirs of deceased defendant no. 1 namely Sanjay Vasant Thoravde. Learned advocate of plaintiff has submitted that, defendant no. 1 died on 15/10/2021. Learned advocate of plaintiff has further submitted that, due to covid-19, he could not have brought legal heirs of defendant no.1 on record within limitation. Therefore, application may be allowed in the interest of natural justice.

2. On the other hand, defendants failed to file their say despite of sufficient opportunities.

3. Heard learned advocate of plaintiff. I must mention here that, there was delay of 20 days in bringing legal heirs of defendant no.1. The reason given by plaintiff is partly just, therefore, present application is required to be allowed subject to reasonable cost of Rs. 500/-. Hence, I proceed to pass following order.

ORDER

1. Application is allowed subject to cost of Rs.500/-and cost be given to the legal heirs of defendant no. 1.

(S. M. Sarode )

Date : 10.11.2022

Jt. Civil Judge, Jr. Division, Karad.