

**R.C.S. No. 6/2023**

**Shrirang & Ors. Vs.The District  
Collector & Ors.**

**ORDER BELOW EXH. 33**

Read an application and reply filed by defendants. Perused the entire record. Heard the learned counsel for plaintiffs and defendants.

2. Plaintiffs filed this instant applications and submitted that, during the pendency of this suit, plaintiff no. 2 namely Vilas Ramchandra Chavan died on 05.01.2024, leaving behind him the legal representatives namely Ganesh Vilas Chavan, Vijaya Vilas Chavan, Varsha Ganesh Indalkar, Asmita Ankush Pawar, Sarojini Kamlesh Shirke. According to plaintiffs the aforesaid persons are only the legal representative of deceased plaintiff no.2. The right to sue survives. Therefore, plaintiffs prayed to grant permission to bring the legal representatives of deceased plaintiff no. 2 on record.

On the contrary, defendants opposed to this application and submitted that, the contents of this application are false. Plaintiffs provided insufficient information about LR's of deceased plaintiff no. 2 and prayed to reject the application.

3. On perusal of record, particularly, the copy of death certificate attached with the list of document at Exh. 36, it appears that, Vilas Ramchandra Chavan died on 05.01.2024. Plaintiffs filed this instant application within the period of limitation. Therefore, it is necessary to grant permission to bring the legal representative of

the deceased plaintiff no. 2 on record. Hence, I pass the following order.

**ORDER**

1. The applications is allowed.
2. Plaintiffs are permitted to bring the legal representative of deceased plaintiff no. 2 on record, till next date, otherwise this application shall automatically stands rejected.
3. The plaintiffs are further directed to make necessary amendment in the plaint and to file the amendment copy of it till next date.
4. Both the parties are directed to take note of it.

Vaduj  
Date:16.02.2024

( D.D. Fulzele)  
Civil Judge Senior Division, Vaduj