

R. C. A. No.88 OF 2024

(CNR NO. MHST-01-000901-2024)

(Old R.C.A.No. 45 of 2018)

Yashwant Bhilare Vs. Manda Sabale

ORDER PASSED BELOW EXH.48

(Dt. 03.02.2026)

01] This is an application submitted by Appellant no.2 for bringing Legal representatives of deceased appellant no.1 Yashwant Shankar Bhilare who had died on 06.01.2026. This application is supported by an affidavit of Appellant no. 2 and Death Certificate of deceased appellant no.1 issued by Gram Panchayat, Nandal. It appears from Death Certificate that deceased Yashwant Shankar Bhilare had died on 06.01.2026. This application is filed within prescribed limitation period i.e. within 90 days from the death of deceased appellant no.1. This is an appeal against partition decree. Therefore, cause of action survives against Legal Representatives of deceased appellant no.1. For all said reasons, this application is deserves to be allowed.

02] Hence, I proceed to pass following order:

ORDER

[1] Application Exh.48 is hereby allowed.

[2] Appellant no. 2 is directed to carry out necessary amendment in the title of appeal memo to bring legal representative of deceased appellant no.1 Yashwant Shankar Bhilare on record, on or before

16.02.2026, submit amended copy of appeal memo and comply as per law.

Phaltan.
Date : 03.02.2026

(R. S. Patil-Bhosale)
District Judge-1, Phaltan