

MHTH170043552023



Order Below Exh. 44 IN R. C. S. No. 143/2023
(Shaileja Pimple Vs. Narayan Machi & Ors.)

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01. This is an application by plaintiffs for setting aside abatement order. It is submitted that defendant No. 2 Narayan Babu Machi died on 06.08.2025. The applicant has no legal knowledge. Hence, prayed for set aside the abatement order against defendant. Hence prayed for allow the application.

02. Defendants have filed say and order may be passed interest of justice.

03. Heard. Perused material on record. This is suit for permanent injunction. Right to sue survives. There is delay by the plaintiff to take legal heirs on record. Right to sue survives. Hence, in the interest of justice I pass following order.

ORDER

01. Application below **Exh. 44** is allowed.

02. The abatement order against palintiffs is hereby set aside.

Date : 30.04.2026.
Place: Palghar

(Sujata R. Bandal)
Jt. Civil Judge Jr. Division,
Palghar