

MHTH170043552023



Order Below Exh. 45 IN R. C. S. No. 143/2023
(Shaileja Pimple Vs. Narayan Machi & Ors.)

This is an application filed by plaintiff to take legal heirs of defendant No. 2 on record. It is submitted by the applicant that the defendant No. 2 Narayan Babu Machi died on 06.08.2025. Therefore it is necessary to take legal heirs on record and amend the title clause of the plaint. Hence prayed for allow the application.

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

3. Heard learned advocate of the plaintiffs and defendants. Perused the material on record. This is a suit for permanent injunction. The applicant has filed death certificate on record of defendant No. 2. Right to sue survives. It is necessary to take legal heirs on record to decide the matter on merits prayed by the plaintiff. Hence in the interest of justice I pass following order:-

ORDER

- 01.** Application **Exh. 45** is allowed.
- 02.** The plaintiff is at liberty to take legal heirs of defendant No. 2 on record and amend the title clause.
- 03.** Cost in main cause.

Date: 30.04.2026.
Place: Palghar

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