

**ORDER BELOW EXH. 53**

This is an application under Order XXII, Rule 4 of the Code of Civil Procedure for bringing legal heirs of the deceased sole plaintiff on record. The Counsel for plaintiff submitted that the sole plaintiff Rambhau Daultrao Gawali died on 18.12.2024. He filed the puriss at Exh.50 and death certificate along list Exh.52. The right to sue survives in favor of his legal representative. Therefore, the legal heirs of deceased required to bring on record. Accordingly the counsel for plaintiff filed an application for bringing the Lr's of deceased on record.

2. The notice duly served upon the proposed Lrs. They appeared and filed pursis below Exh.56, stated therein that they are ready to proceed with the case and having no objection to bring them on record being legal heirs of deceased Rambhau.

3. Peruse the record and proceeding. It is undisputed that the plaintiff died and the right to sue survive. Therefore, no harm or prejudice would be caused to the defendants if legal heirs of deceased plaintiff bring on record. Thus, it will be just and proper to allow the application for fair trial. I do not find any hurdle to the defendants if the application is allowed. Hence, the application needs to be

allowed in the interest of justice. Thus, I passed following order.

**ORDER**

1. Application is allowed.
2. The Counsel for Plaintiff is directed to bring legal heirs of sole plaintiff on record within fourteen days from the date of this order and shall comply the order scrupulously by filing amended plaint.

Seloo  
Dt. 05.03.2025

[ S. W. Shegokar ]  
Jt. Civil Judge Junior Division,  
Seloo