

ORDER BELOW EXHIBIT NO. 27 IN R.C.S. NO. 134/2023**(Shelendra and Ors. Vs. Dilawar Kha and Ors.)**

(CNR No.MSWS05000460-2023)

1. This is an application made by applicant/plaintiff no.1 Shelendra to bring legal representatives of deceased defendant no. 1 viz. Dilawar Kha Kalandar Kha on record. But the Non-applicants / defendants strongly opposed the application vide their say.
2. Heard. Read the application and say. Perused the record and proceeding. I have also gone through the relevant provisions of the Code of Civil Procedure and the Limitation Act, 1963. This is a suit for possession and mesne profit.
3. The deceased defendant no.1 is reported to have died on 12/09/2024. He is survived by 1-A Nasib Dilawar Kha, 1-B Jafar Dilawar Kha, 1-C Saheb bee Dilawar Kha, 1-D Shahista bee Dilawar Kha and 1-E Shagusta Parveen Dilawar Kha. They are the legal heirs of deceased defendant no. 1. The right to sue, therefore, survives. Though present application is not made within limitation period of 90 days, but the delay has been condoned & abatement has been set aside vide order passed below Exh. 26. In view of this, it is necessary to allow the application to bring the legal representatives of deceased defendant no. 1 on record. Hence, the following order is passed.

ORDER

- 1] The application is allowed.
- 2] The applicant is permitted to bring legal representatives of deceased defendant no. 1 on record of the suit within 14 days from the date of this order.

3] The applicant to carry out amendment as prayed within prescribed period.

Mangrulpir
Date- 08/08/2025

Sd/-
(Khwaja C. Kalal)
Jt. C.J.J.D. Mangrulpir,
Tal. Mangrulpir, Dist. Washim.

CERTIFICATE

“ I affirm that the contents of this P.D.F. file order are same word for word as per original order.”

Name : Shri. S. S. Rathod (Jr. Clerk)

Court Name : Shri. Khwaja C. Kalal,
Jt. C.J.J.D. & J.M.F.C., Mangrulpir.

Date of Order : 08/08/2025

Order signed by presiding : 08/08/2025
officer on

Order uploaded on : 12/08/2025