

1 R.C.S. No.40/2021  
Rajhans and ors. Vs. Ramkrushna & Ors.

MHYA150008662021



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**ORDER BELOW EXH.39 IN R.C.S. NO.40/2021**  
**( Passed on 04.02.2026)**

The plaintiffs have filed this application under Order 22 Rule 4 r/w section 151 of the Code of Civil Procedure for bringing legal heirs of defendant No.1 Ramkrushna Haribhau Thakare on record who has died on 01.09.2025. After the demise of the defendant No.1 the plaintiffs came in knowledge for bringing the legal heirs of the deceased on record. So the plaintiffs want to bring the legal heirs of the deceased Ramkrushna Haribhau Thakare on the record as defendant No.1-(a).

2. The defendants filed say and submitted to pass suitable order.

3. On perusal of record it appears that, the suit is filed for possession. Considering the nature of the suit and the relation of parties. It appears that, the plaintiffs have right to sue against the legal representative of defendant No.1 Ramkrushna Haribhau Thakare. The legal heirs of the deceased Ramkrushna Haribhau Thakare is a necessary party in the present suit. Presency of said legal heirs is necessary for decide the matter on merit. Under such circumstances, in my view it will be just and proper to allow the application for bringing

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legal heirs of defendant No.1 Ramkrushna Haribhau Thakare on record. Hence, the following order is passed :-

**ORDER**

1. The application at Exh.39 is allowed.
2. The Plaintiffs are allow to bring legal heirs of deceased defendant No.1 Ramkrushna Haribhau Thakare on record.
3. The plaintiffs to comply order on or before next date and thereafter file amended copies of plaint along with copies for legal heirs of deceased defendant No.1 Ramkrushna Haribhau Thakare.

(Order pronounced in open Court.)

Place : Ner.  
Date : 04/02/2026.

( G.C.Fulzalke )  
Civil Judge Jr.Dn., Ner.

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CERTIFICATE

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

Name of Stenographer	:-	Ku. S.G.Bhoyar (Jr.Clerk)
Court	:-	Civil Judge Jr. Dn., Ner.
Date	:-	05/02/2026
Order signed by		
the Presiding Officer on	:-	05/02/2026
Order uploaded on	:-	05/02/2026