

Order below Exh.17

Perused the application. This is for setting aside abatement order.

02. It is contended that applicant No. 1 expired on 18/12/2024. However, the applicant could not bring on record legal representatives of the deceased within the stipulated period because of the death of applicant No. 1, which also led to his wife i.e. applicant No. 2 falling ill. Therefore, it was not possible for her to meet the advocate and provide the necessary information. Hence, prayed for setting aside abatement order.

03. On the other hand, respondent filed his say and opposed the application contending that applicant has not produced any documents in support of his contentions. The respondent prayed for the imposition of heavy costs.

04. Heard both sides. Perused the record. In present matter, death certificate of deceased applicant No.1 is on record along with documents at Exh. 16.

05. Considering oral arguments of Ld. Advocates of both parties and death certificate, in the interest of justice and in order to decide the suit on merits, I pass following order :-

ORDER

1. The application is allowed, subject to cost of Rs. 400/- be credited to the Government.
2. Abatement against applicant No. 1 is hereby set aside.
3. Applicant is allowed to take necessary steps for taking on record legal representatives of applicant No. 1 on or

2 Review Application No. 01/2019

before next date after depositing above said cost
amount.

Date:07/11/2025
Place: Lanja.

(S. R. Joshi)
Civil Judge Junior Division.
Lanja.

CERTIFICATE

I affirm that the contents of this pdf file Order are same words as per original Order,

Name of the Stenographer: S. D. Chavan

*Court Name: Civil & Criminal Court, Lanja,
Dist.Ratnagiri,*

Date of decision : 07/11/2025.

Judgment/Order signed by P.O.on : 07/11/2025.

Judgment/Order uploaded on : 11/11/2025.