

IN THE COURT OF CIVIL JUDGE (Jr. Div.), DUMRAON
Present:- Prateek Mishra, Civil Judge (Jr. Div.), Dumraon.
Miscellaneous Case No. - 09/2014
CIS No. - 109/2014

Date of Order	Order with initials of the Court	Remarks
<u>25.06.2025</u>	Case called upon. Ld. Counsel of applicant moved his petition dated 17.02.2024 under Order 1 Rule 10 & Order 22 Rule 3 read with Section 151 of the Code of Civil Procedure wherein it has been pleaded that the original applicant Tejnarayan Pathak of the suit has been died on 13.02.2020 during corona period. His both sons also died during second corona wave on 14.04.2021 & 30.04.2021 respectively. Family and legal heirs were in great grief. They were not having information of suit pending in the Court. On information, they are filing this petition. Details of legal heirs has been provided in the petition. Prayed for substitution of their name in place of deceased applicant. Opposite party have not yet appeared in the suit. Petition in respect of condonation of delay has also been moved by the applicant and submitted that the original applicant Tejnarayan Pathak of the suit has been died on 13.02.2020 during corona period. His both sons also died during second corona wave on 14.04.2021 & 30.04.2021 respectively. Family and legal heirs were in great grief. They were not having information of suit pending in the Court. On information, they are filing this petition. And no deliberate delay on their part in filing the petition. Prayed for condonation of delay. Perused the records. Opposite party to the case has not yet appeared in the case. No need to wait for any rejoinder. It is noted that petition is duly supported by affidavit. There is no need to wait for the reply of defendants. The petition seems appropriate and proper. In view of the above, the petition is allowed. Delay condoned on the cost of Rs. 250/- to be paid to Nazarat and substituted petition allowed on the cost of Rs. 250/- to be paid to	

Nazarat. Office is directed to substitute name of legal heirs of deceased applicant as specified in the petition under reference.

List on 30.07.2025..... for further proceedings.

(Prateek Mishra)

Civil Judge (Jr. Div.), Dumraon