

CS No. 84/23  
Mehboob Ali vs. Shakir

14.03.2026

Present: Sh. Javed Khan & Sh. Suhail Azhar advocates for  
plaintiff.

File taken up today as 02.03.2026 & 03.03.2026 were declared holidays by the Hon'ble High Court vide notification no. 64/G-4/Genl-I/DHC dated 27.02.2026.

In this matter defendant expired on 14.10.2023. LRs of defendant brought on record who appeared but they were proceeded ex parte vide order dated 04.04.2024.

Thereafter, this suit was treated as an ordinary civil suit vide order dated 06.08.2024 and it was ordered to issue fresh notice of the suit to the LRs of the deceased defendant. They appeared but again proceeded ex parte on 11.02.2025 and matter was fixed for ex parte final arguments.

On 11.09.2025, an application under Section 32 Rule 3 CPC for appointment of guardian of two minor LRs of the deceased defendants filed by the plaintiff.

Notice to the this application was issued to those LRs of the deceased defendant but it is not served on the ground that the premises of the LRs situated at Krishna Nagar was found locked.

Counsel for the plaintiff informed that besides this Krishna Nagar address, two other addresses of Ghaziabad are also given in the amended memo of the parties.

Let notice of this application under Order 32 Rule 3 CPC be issued to all the LRs of deceased defendant on PF/RC for **05.05.2026**. One copy of the notice be also affixed at the Krishna Nagar address of the LRs.

(Ashwani Kumar Sarpal)  
Principal District & Sessions Judge  
East District, KKD Delhi/14.03.2026