

CS 440/25
Sushma Rani Vs. Dr N K Sagar

20.01.2026

Present: Plaintiff with Ld. Counsel Sh. Udai Veer Singh.
None for LR of defendant no.1.

Notice of the application for appearance of LR's of defendant no.1 served upon them for their appearance on 04.12.2025. However, none has appeared for LR's of defendant no.1 on that day and today.

Heard on application of plaintiff under Order XXII Rule 4 CPC.
Case file perused.

The plaintiff has filed the present suit for partition and permanent injunction in respect of property of her mother Late Smt. Rajeshwari Devi. Defendant N.K. Sagar is brother of plaintiff/one of the legal heir of deceased Rameshwari Devi. He has expired on 10.11.2025. The right to sue survives against the LR of defendant no.1. Hence, the aforesaid application is disposed off as allowed. Amended memo of parties filed alongwith the application is taken on record.

It is noted that defendant no.1 has not filed the written statement. So, LRs of defendant no. 1 are directed to file their written statement by next date with advance copy to the other side.

Put up for completion of pleadings, admission and denial of documents and framing of issues on 26.02.2026.

(Ravinder Singh-I)
District Judge-03
East District, KKD Courts,
Delhi, 20.01.2026