

RCA DJ 36/17
JASBIR JOYAL Vs. PAWAN KUMAR JAIN

09.03.2022

Present: Sh. Chiranjeev Sugandh, Ld counsel for the appellant through VC.
Ms. Ruby Chauhan, Ld proxy counsel for the respondent.

Ld counsel for appellant submits that an application u/O 22 Rule 4 CPC for bringing on record the LRs of the deceased respondent is pending disposal.

Reply to the abovesaid application has been filed on behalf of the respondent mentioning the complete details of legal heirs of the respondents. Ld counsel for the appellant submits that after the death of respondent, it was the duty of LRs of the respondent to inform the Court regarding the death of respondent, however, no such communication was made and the instant application u/O 22 Rule 4 CPC has been filed on behalf of the appellant.

Ld proxy counsel for the respondent submits that the application u/O 22 Rule 4 CPC moved on behalf of the appellant may be dismissed.

Considering the facts and circumstances and in the interest of justice, I am of the opinion that the LRs of the deceased respondent are required to be brought on record for the just and fair decision of the present appeal. Accordingly, application u/O 22 Rule 4 CPC for bringing on record the LRs of the deceased respondent is hereby allowed and disposed of.

Amended memo of parties be filed.

Put up for arguments on appeal on **22.09.2022**.

TCR be summoned for the NDOH.

(Manish Khurana)
Additional District Judge-03
Patiala House Courts, New Delhi
09.03.2022