

CS No. 468/2022

Shri Saiyid Sirajul Hasan Vs. Shri Syed Murtaza Ali Khan Bahadur of Rampur (deceased), through legal heirs & Ors.

06.02.2026

Present : Ms. Pallak Bhagat, Ld. Counsel for the plaintiff.

Sh. Gautam Prabhakar, Proxy Counsel for defendant No.1.

Sh. Gaurav Ghosh, Ld. Counsel for defendant No.3 (i) to (iii) and 9 to 13.

None for other defendants.

Plaintiff has though filed an application U/o. XXII Rule 2 of the Code of Civil Procedure, 1908 for bringing on record the legal heirs of deceased defendant No.14. Ld. Counsel of plaintiff conveyed the court on 18.11.2025 that defendant No.14 has died on 28.10.2025.

The application for bringing on record the legal heirs of deceased defendant No.14, could be filed within a period of 90 days from the date of her death.

This application, however, has been filed after the expiry of 90 days, without even any application for seeking condonation of delay.

The application moved for impleadment of legal heirs is thus not maintainable. Same is dismissed. The suit qua defendant No.14 thus stands abated.

As this case is more than 50 years old, it shall be heard on day-to-day basis and no unnecessary adjournments shall be granted.

The parties are directed to come prepared for advancing arguments on the next date of hearing.

Put up for final arguments on 10.02.2026.

(Pitamber Dutt)

Principal District & Sessions Judge

New Delhi District

Patiala House Courts/ND/06.02.2026