

CS 946/18

**SOCIETY FOR THE PROTECTION AND MANAGEMENT OF
AGGARWAL JAIN TEMPLE AND DHARAMSHALA Vs. RAJAN
SEHGAL AND ANR**

25.05.2022

Present : Sh. Gurpreet Singh Sethi, Counsel for the plaintiff.
Sh. Pramod Sinha, Counsel for defendant no.2 and LRs. of
defendant no.1.

Reply to application under Order XXII Rule 4 of CPC has not
been filed on behalf of LRs of defendant no.1.

Arguments heard. Record perused. Record shows that this is a suit
for possession and recovery of damages filed against defendants. In view of
this, right to suit survive even after demise of defendant no.1 and accordingly,
application under Order XXII Rule 4 of CPC stands allowed and LRs. of
defendant no.1 stands substituted.

Amended Memo of Parties filed on behalf of plaintiff be taken on
record.

Put up on 23.11.2022 for arguments on application under Order
VII Rule 11 of CPC as well as application under Section 10 of CPC.

(Sudhanshu Kaushik)
ADJ-02 & Waqf Tribunal
NDD/PHC/ND/25.05.2022