

16.11.2022

Present : Mr. Surender Pratap and Mr. A.K.Dubey, Counsel for plaintiff.
None for LR's of defendant (since deceased).

No one has appeared for LR's of deceased defendant. It is 12.30pm. Hence, **they are hereby proceeded ex parte.**

Ld. Counsel for plaintiff has moved an application furnishing fresh address of summoning witness Sh. Ramesh Vashisth, Notary Public and also to summon the said witness. Heard. Considering the submissions, **the application stand allowed.**

Another application also filed U/s 151 CPC seeking expert opinion in respect of signatures and thumb impressions of defendant Bhagat Singh (since deceased). The application stands kept in abeyance.

Ld. Counsel for plaintiff states that an application U/o 22 rule 3 CPC dated 21.01.2019 seeking impleadment of LR's of plaintiff is pending disposal.

No one has appeared for the defendant/LR's for past many dates.

Heard on the application U/o 22 rule 3 CPC dated 21.01.2019.

The plaintiff expired on 26.10.2018 leaving behind six legal heirs as mentioned in para 2 of the application dated 21.01.2019. Right to sue survives in favour of the legal heirs. **The application U/o 22 rule 3 CPC dated 21.01.2019 stands allowed.** LR's of deceased plaintiff are impleaded in the suit.

Amended memo of parties be placed on record. Ahlmad is directed to place it at appropriate place on record.

At this stage, ld. counsel for plaintiff has filed an application under Order 6 rule 17 r/w/s 151 CPC seeking amendment in the plaint alongwith amended plaint and amended memo of parties.

List the matter for consideration on application under Order 6 rule 17 r/w/s 151 CPC on 16.03.2023.

Shortest possible date is given considering the pendency as well as regular cause list. There is pendency of about 2300 cases which includes about 400 more than five year old cases in this court.

(Ravinder Bedi)
Add District Judge-02/Shahdara
KKD Courts, Delhi: 16.11.2022