

14 CS 1651/16
SHYAM SINGH Vs. GANGA BISHAN ETC

22.01.2025

At 12:25pm

Present: Sh. R.K. Singh, Ld. Counsel for plaintiff.
None for D-1(**stated to be expired**).
Sh. Roshan Choudhary, Ld. proxy counsel for Sh.
R.K. Choudhary, Ld. Counsel for D-2.
None for D-3.
None for D-4.
None for D-5.

As per the process server's report dated 16.05.2016, the son of D-1 namely Deepak has stated that D-1 had expired on 14.04.2016.

Ld. Counsel for plaintiff submits that apart from this disclosure, plaintiff has no other document to establish the factum of death of D-1. It is further submitted that plaintiff has personally verified about the factum of death of D-1, however, he is not in a possession of any documentary evidence in this regard.

Ld. Proxy counsel for D-2 submits that main counsel is not available today due to illness. He also submits that he has been intimated by Ld. Counsel for D-3 that his vehicle has been destroyed by someone, therefore, he is unable to appear before this Court. Adjournment sought.

No written statement on behalf of D-4 and D-5 have been filed till date despite opportunity granted.

In view of the circumstances, **right of D-4 and D-5 to file WS stands closed and they are proceeded ex-parte in the present matter.**

Put up for reply and arguments on the application under Order XXII Rule 4 r/w Section 151 CPC and application under Order XXXIX Rule 2A r/w Section 151 CPC on **05.03.2025.**

(Deepanker Mohan)
District Judge-04
Shahdara District/KKD Courts/Delhi
22.01.2025