

13 CS No. 16099/16

ADESH KUMAR JAIN Vs. BRIJ RANI SHARMA & ANR

31.01.2023

Present: Sh. Lucky Sharma, Ld. Counsel for the plaintiff with plaintiff.

Sh. Manoj Kumar Tyagi, Ld. Counsel for the LRs of deceased defendant no.1.

Defendant no.2 has already been proceeded ex-parte.

Sh. Sandeep Tyagi, Ld. Counsel for LRs of deceased defendant no.2.

Power of attorney filed on behalf of two LRs of deceased defendant no.2.

In this regard, it is submitted by the Ld. Counsel for LRs of deceased defendant no.2 that he shall be filing his Power of attorney on behalf of other legal heirs of deceased defendant no.2 who are stated to be residing abroad.

Ld. Counsel for the contesting defendants submit that they have no objection if the application under Order 22 Rule 4 CPC of plaintiff for impleading the LRs of deceased defendant no.2 is allowed.

Heard. Perused. Since right to sue survives against the LRs of deceased defendant no.2 and in favour of plaintiff, application in hand stands allowed and disposed of accordingly.

Ld. Counsel for LRs of deceased defendant no.2 seeks adjournment in order to move appropriate application.

Still, in the interest of justice, put up for further proceedings on **17.03.2023**.

(MOHINDER VIRAT)
ADJ-05 (SW):Dwarka Courts
New Delhi : 31.01.2023.