

16 CS No. 872/17
Kuldeep Panwar Vs. I. B. Singh Parihar & Ors

22.09.2022

Present: Sh. Hanish Sehrawat, Ld. Counsel for plaintiff with plaintiff.

Sh. Suresh Shah, Ld. Counsel for LRs of defendant no.1.

Sh. O.P.Sharma, Ld. Counsel for defendant no.2.

Sh. Rishabh Garg, Ld. Counsel for defendant no.3.

Sh. Anand Bali, Ld. Counsel for LRs of deceased defendant no.4 and defendant no.5 alongwith Akash Singh and A.K.Singh.

Power of attorney has been filed on behalf of defendant no.4. Same is taken on record.

An application under Order XXII Rule 4 r/w section 151 CPC for impleading LRs of defendant no.4 has been filed on behalf of LRs of deceased defendant no.4. Ld. Counsel for plaintiff and other defendants have no objection to it.

Heard. In view of the submissions, since the right to sue survives in favour of the applicants/LRs of defendant no.4, afore-said application is allowed. Amended memo of parties filed on behalf of plaintiff be taken on record.

Contd..

CS No. 872/17
Kuldeep Panwar Vs. I. B. Singh Parihar & Ors

-2-

Special power of attorneys have been filed by the newly impleaded LRs of deceased defendant no.4 namely Manju Singh and Ayush Singh executed in favour of Akash Singh. Same are taken on record.

Record of file further reveals that earlier matter was fixed for cross-examination of DW1/defendant no. 3.

Ld. Counsel for defendant no.3 has sought adjournment as defendant no.3/DW1 is not available today. Same is opposed by Ld. Counsel for plaintiff. Still, in the interest of justice, another opportunity is granted to the defendant no.3/DW1 subject to cost of Rs.2000/- to be deposited with the Advocates Welfare Fund, Dwarka Bar Association.

Put up for furnishing of receipt of cost, cross-examination of DW1 and RDE on **23.11.2022**.

(MOHINDER VIRAT)
ADJ-05 (SW):Dwarka Courts
New Delhi : 22.09.2022..