

05.09.2022

Present: Ms. Aayushi Gaur, proxy counsel for Ms. Sushma Sharma, main counsel for the petitioner.

Sh. Ankush Duhan, Ld. Counsel for respondent nos. 2 & 3.

Summons issued to respondent nos. 4, 5 & 6 not received back. Be awaited. In the meantime, fresh summons be sent to respondent nos. 4, 5 & 6 on fresh address as well as previous address on filing of PF / RC. Issue dasti, if so desired.

Fresh vakalatnama filed on behalf of plaintiff. Taken on record.

An application u/O 22 Rule 4 CPC had been moved in between for brining on record the LRs of deceased / Respondent no. 3 that he had died on 08.06.2022, leaving behind three LRs mentioned in the said application.

The factum of death is not disputed by Ld. Counsel for Respondent nos. 2 & 3. It is also not disputed that the LRs other than those mentioned in the application have been left by the deceased / respondent no. 3. The application has been filed within the period of limitation. The right to sue survives. The said LRs are brought on the record. Amended memo of parties has been filed.

Put up for service report / further proceedings on 18.01.2023.

(Sanjeev Aggarwal)
ADJ-02, WEST
05.09.2022.