

Suit No.555/19
Rakesh Arora Vs. Narinder Arora & Anr.

02.05.2022

Present: Counsel Sh. Harpreet Singh for plaintiff.

Counsel Ms. Meena Jha for the deft no.1 through VC.

Heard arguments on the application u/o 22 Rule 4
CPC.

It is stated that the defendant no.2 has expired on 29/12/2019 leaving behind his wife, two daughters and his son who are necessary party to be impleaded in his place in the present suit. It is stated that the cause of action survives against them and the application is within limitation.

In the reply filed to the present application, it is stated that there is no objection to the present application if the same is allowed and the LRs are substituted in place of the deceased defendant no.2.

Ld. Counsel for the defendant no.1 submits that the present application is not within the limitation.

On the other hand, Ld. Counsel for the plaintiff submits that the application is within limitation.

In view of the same, put up for arguments on the aforesaid application on the point whether the same is within the limitation for 17/08/2022.

(VINOD KUMAR GAUTAM)
ADJ-07 (W)/THC COURTS
02.05.2022