

06.12.2021

Proceedings have been held by way of physical hearing.

Present: Sh. A.K. Jain, counsel for plaintiff.
Sh. J.K. Solanki, counsel for defendant nos. 1 & 3.
None for Sh. Ajay Bansal, legal Aid counsel for defendant
no. 2.
None for defendant no. 4.

An application under order 22 rule 3 read with section 151 CPC for bringing on record the L.Rs of deceased plaintiff no. 2 Sh. Raghbir Singh has been filed. As per the application, Mr. Raghbir Singh expired on 07.04.2021 leaving behind his wife and two daughters. The right to sue still survives because the case is for partition and permanent injunction. The date of death of Mr. Raghbir Singh is corroborated by his death certificate. So, the application is allowed and following L.Rs of plaintiff no. 2 are impleaded:-

- | | | |
|----|--------------------|----------|
| 1. | Smt. Joginder Kaur | Wife |
| 2. | Smt. Surinder Kaur | Daughter |
| 3. | Smt. Sonu Bhalla | Daughter |

Amended memo of parties filed. Also the Vakalatnama has been filed by Mr. A.K. Jain for the impleaded legal heirs.

Vide order dated 31.01.2020, Mr. Ravi Kumar Advocate, Enrollment no. D-648/13, F-715, Mobile no. 9716761484 was appointed as Local Commissioner for recording evidence. He is directed to record further evidence on the same terms and conditions as contained in order dated 31.10.2020.

Parties are directed to appear before ld. Local Commissioner on 10.01.2022 at 2.30 P.M. However, the time may be changed by parties and Ld. L.C. as per mutual convenience.

Appropriate steps be taken for summoning of the witnesses by the parties on filing PF/RC. Diet money shall be paid on the spot. Copy of this order be given to both parties and copy thereof also be sent to the Local Commissioner.

Put up on 29.03.2022 for awaiting report from local commissioner.

(Umed Singh Grewal)
ADJ-02, WEST
06.12.2021