

07.09.2022

Present: Sh. Tajinder Singh, Ld. Counsel for the plaintiff.

Right of defendant no. 1 to file written statement has been closed vide order dated 10.05.2022.

Defendant nos. 2 & 3 are exparte vide order dated 06.09.2021.

An application u/O 22 Rule 3 CPC had been moved for substituting the LRs of deceased / plaintiff Smt. Dhan Devi, who is stated to have expired on 07.08.2021 accompanied with the death certificate along with an application for condonation of delay.

Heard. Due to the reasons mentioned in the application for condonation of delay and since the LRs were not going to gain anything by not moving the application on time, as the right to sue survives in favour of the said LRs, the said application is allowed in the interest of justice. The delay is condoned in the interest of justice. The said LRs are allowed to be brought on the record. Amended memo be filed.

Put up for PE on 16.12.2022.

(Sanjeev Aggarwal)
ADJ-02, WEST
07.09.2022