

Suit No:608955/14
Rakesh Arora v/s Sushil Narula
10.04.2017

Present: Plaintiff in person with Sh. Varun Jain, counsel for plaintiff.

LR's of deceased defendant in person.

Sh. Rambir Singh, counsel for LR's of deceased defendant in person.

An application U/O 22 Rule 4 CPC for impleading the LR's of deceased defendant is pending for disposal. Application has been moved within limitation. The right to sue survives against the LR's. Counsel for the LR's submits that he has no objection if application is allowed. Hence, application is allowed. Smt. Saroj Narula (Wife), Sh. Kunal Narula (son) and Sh. Ronak Narula (son) are impleaded as LR's of deceased defendant. The amended memo of parties along with amended plaint be filed by plaintiff within 10 days from today after after supplying the copy to the opposite party or counsel against acknowledgment atleast 10 days in advance.

The application U/O 37 Rule 5 CPC for attachment of the property has been moved by plaintiff which is pending for disposal. However, plaintiff submits that as property mentioned in the said application has already been sold by defendant, therefore, prayer made in the application has become infructuous. Hence, present application may be disposed off as withdrawn. Considering the submission made by plaintiff, the said application is disposed off as withdrawn.

Evidence by way of affidavit be filed on or before next date of hearing.

Be listed for PE on 24.07.2017. Advance copy of the affidavit be supplied to the opposite party atleast 10 days before next date of hearing.

Sugandha Aggarwal