

CNR no. DLCT01-000160-2011
Suit No. 49/16 (DJ No. 611381/16)
Devkibai Vasudev Gurnani & Ors.

V.

Ram Mansa Ramani & Ors.

07.12.2023

Present: Sh. Harjinder Singh, Ld. proxy Counsel for plaintiff
alongwith plaintiff.
Sh. Yash Mittal, Ld. counsel for defendant no.1
alongwith defendant no.1.
None for LR for LRs of defendant no. 7.
Names of defendant nos. 3, 6, 8 and 9 have already
been deleted from the array of the parties vide order
dated 21/03/2013.
LRs of Defendant no. 10 are already ex-parte.
None for the other defendants.

On LDOH, cost of Rs.10,000/- was imposed upon the
plaintiff for failure to supply the copy of the application, despite
repeated directions. On the same date at 12:45 PM, one of the LRs
of the plaintiff namely Ms. Aarti Jethwani appeared and apprised the
court that the present matter was looked after by her husband on her
behalf, who had expired and requested for waiver of cost. She has
appeared in person and submitted that she is housewife and do not
have any independent source of income except for the pension of
Late husband.

Considering the submissions made by Ms. Aarti
Jethwani, LR of the plaintiff, cost imposed on LDOH is waived off.

An application under Order 22 Rule 2 r/w Section 151
CPC for substitution of LR of deceased plaintiff no. 2 and 3 is
pending adjudication alongwith application for condonation of delay

Contd/-...2

for filing of application for substitution of LR of deceased plaintiff no. 2 and 3.

Request for adjournment is made on behalf of the plaintiff on the ground that main counsel for plaintiff is not available. Request is allowed, subject to filing the travel documents of the counsel.

Ld. Counsel for defendant no. 1 submits that though he has received the copy of the application under Order 22 Rule 2 r/w Section 151 CPC, the page no. 20 of the same is not legible.

Perusal of the record reveals that page no. 20 of the application under Order 22 Rule 2 r/w Section 151 CPC is not legible.

Plaintiff undertakes to supply the copy of the same today itself.

Be awaited for 12:30 PM.

(Alok Shukla)
ADJ-07, Central, THC
Delhi/07.12.2023

At 12:30 PM

Present: Sh. Harjinder Singh, Ld. proxy Counsel for plaintiff alongwith plaintiff.
Sh. Yash Mittal, Ld. counsel for defendant no.1 alongwith defendant no.1.
None for LR for LRs of defendant no. 7.
Names of defendant nos. 3, 6, 8 and 9 have already been deleted from the array of the parties vide order dated 21/03/2013.
LRs of Defendant no. 10 are already ex-parte.
None for the other defendants.

Contd/-...3

Legible copy of page no. 20 of the application under Order 22 Rule 2 r/w Section 151 CPC supplied to Ld. Counsel for defendant and also placed on record.

Issue notice of the application to the LR's of deceased plaintiff no. 2 and 3 on filing of PF.

Put up for reply, if any, and arguments on all pending applications on 08.02.2024.

(Alok Shukla)
ADJ-07, Central, THC
Delhi/07.12.2023