

01.08.2023

Present: Mr. Pankaj Chaudhary, Ld. Counsel for petitioner.
Mr. Sarvan Dev, Ld. Counsel for respondent no. 3.
Mr. Rashmi Srivastava, Ld. Counsel for respondent no. 2.
None for Andhara Bank (Now known as “Union Bank of India”).

An application under Order 22 Rule 4 CPC filed by the petitioner seeking to implead LR of petitioner.

It is stated that the petitioner has since expired on 25.06.2023. Death certificate of petitioner is also placed on record.

Considering that the application is formal in nature and no prejudice would be caused to any party, the present application is allowed.

Accordingly, LRs of petitioner are impleaded as petitioners in the present petition.

Amended memo of parties filed alongwith the application. Same is taken on record.

Fresh vakalatnama filed on behalf of respondent no. 2. Same is taken on record.

As per report of the Ahlmad, notice under Order 16 Rule 12 CPC has been served upon Andhara Bank (Now known as “Union Bank of India”).

Since, none has appeared on behalf of Andhara Bank (Now known as “Union Bank of India”) despite service of notice under Order 16 Rule 12 CPC, on filing of PF, issue non-bailable warrant against the Manager, Andhara Bank (Now known as “Union Bank of India”) through SHO concerned, returnable on NDOH.

Respondent no. 4 has given her no objection to grant of succession certificate in favour of petitioner. In this regard, respondent no. 4 examined herself as

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RW-1. She is discharged accordingly.

Put up for arguments on objections on 01.11.2023.

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ACJ-cum-ARC, Central
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01.08.2023

At this stage, Mr. Avnish Kumar, Ld. Counsel for Andhara Bank(Now known as “Union Bank of India”). He is apprised of NDOH and purpose fixed.

(Vivek Beniwal)
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