

**T.S. No. 1448 of 2017**

**Order No. 18**

**24.09.2019**

Both parties take steps through their respective Ld. Lawyers.

Today is fixed for filing taking out the amended plaint.

At this stage, one application under Order 22 Rule 4 has been filed by the plaintiff after supplying the copy to other side in which it has been stated that defendant no. 2 has been expired and his legal heirs, his wife and three sons be substituted in his place and it is further submitted that this petition is within the time. In support of his submission, Cremation Certificate is filed which shows that Kali Prasad Sonkar died on 18.09.2019.

Other side raises no objection. This petition is within time. So, the prayer stands allowed. Let the legal heirs of the deceased defendant no. 2 be substituted in his place as 2 (a) (b) (c) and (d). B.C. 1 to do the needful by rectifying the same in the cause title.

Another application under Section 151 CPC is filed by the plaintiff which it is stated that defendant no. 8, Bijay Kr. Sonkar has died on 23.05.2019 as a bachelor and his mother and brothers as a legal already are in record as defendant no. nos. 5, 6 and 7 so his name to be deleted from the cause title.

Other side raises no objection.

Considered and the prayer is allowed. Let the name of defendant no. 8 be deleted from the cause title on his death. B.C. 1 to give a note to that effect.

To 03.12.2019 for taking steps by the plaintiff by filing amended cause title.

Dictated & corrected by me:

Judge

Judge