

Title Appeal 14/2008
CNR No.000239-2008

Order no.135 dated 23.07.2025 :-

Today is fixed for A/D upon the respondent no.7(Ka)/4 and for hearing of the substitution petition dated 15.05.2025.

The Ld. Advocate for the appellant is present before the Court.

Taken up the application dated 15.05.2025 for hearing.

Heard the Ld. Advocate in details.

Perused the application which is supported by affidavit.

Considered the fact that the appellant no.5 Bisweswar Panda died on 16.02.2025 leaving behind his legal heirs mentioned in the schedule of the application as Smtya Basanti Panda and Debnarayan Panda. In view of the circumstances it is also considered that the legal heirs of the deceased appellant no.5 did not agree to come as co-appellants in the instant appeal along with the present appellant inspite of repeated requests by the Appellant.

Therefore, the Ld. Advocate for the appellant at one hand wants to substitute the legal heirs of the deceased appellant no.5 and at the same time also wants to implead the legal heirs of the deceased appellant no.5 as respondents in the present appeal.

Considered the said application in it's merits and in details.

The application being within time is required to be allowed.

A specific direction is to be given for substituting the legal heirs of the deceased appellant no.5 and to implead the substituted heirs as respondents in this moot appeal.

Hence it is,

ORDERED

that the application dated 15.05.2025 is allowed.

The legal heirs of the deceased appellant no.5 Bisweswar Panda be substituted accordingly and necessary amendment in the cause title of the Memo of Appeal be made.

The legal heirs of the deceased appellant no.5 be transposed as co-respondent nos.8 and 9.

Let the amendment copy of the Memo of Appeal be filed within the date fixed.

To **12.09.2025** for A/D upon the respondent no.7(Ka)/4 and for taking steps against the co-respondents nos.8 and 9.

File requisites accordingly.

B.C.-I to comply.

The order be uploaded in the CIS of this court.

Dic. & Corr. by me.

Addl. District Judge,
2nd Court, Contai.

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2nd Court, Contai.

