

Ej 168/09 (3226/14)

order no.81 dt.23/09/21

Both parties file hazira.

Heard both sides as regards to the petitioner's petition u/o 22 rule 3 read with section 151 CPC. It is contended by the petitioners that the sole plaintiff died on 02/04/21 leaving behind the petitioners as his only legal heirs and prayed to substitute them. The said petition filed on 12/07/21. Ld. Advocate appearing on behalf of the defendant submitted the petition for substitution filed few days later the statutory period of 90 days. Accordingly prayed to abate the suit.

In view of the order of the Hon'ble Apex Court considering the present pandemic situation of Covid - 19, as the Hon'ble Apex Court extended the period of limitation and which is still in force, prayer for substitution hereby allowed.

Let the petition named persons be substituted in place of sole plaintiff.

To 21/12/21 for filing amended copy of plaint by the substituted plaintiff and P.H.

D/C by me

Judge, 4th Bench

Judge