



HIGH COURT OF CHHATTISGARH AT BILASPUR

SA No. 8 of 2005

PURAN SAO and others **versus** BULLU and others

Order Sheet

19.09.2024	Mr. Divyanand Patel, Advocate holding the brief of Mr. Rajesh Tiwari, counsel for the appellant. Mr. Anurag Sonwani, Advocate holding the brief of Mr. C. Jayank K. Rao, counsel for respondents No. 2 to 5. Ms. Nupoor Sonkar, P.L. for the State/respondent No. 6. Mr. Patel would submit that during the pendency of the instant appeal, respondent No. 1, namely, Bullu died in the month of July, 2018 and respondent No. 3, namely, Deski died on 13.03.2016 and applications for substitution of her legal heirs, for both the respondents, were moved on 5.11.2018 along with applications under Order 22 Rule 9 of CPC and Section 5 of the limitation act. He further submitted that on account of miscommunication, the applications could not be moved within a prescribed period.

On the other hand, learned counsel appearing for the respondents would oppose.

Taking into consideration the submission made by Mr. Patel and reasons assigned in the applications, all applications are hereby allowed.

The appellants are permitted to carry out necessary amendment within a period of 7 working days, failing which, the instant appeal shall be dismissed without further reference to the Bench.

**Sd/-
(Rakesh Mohan Pandey)
Judge**