



HIGH COURT OF CHHATTISGARH AT BILASPUR

SA No. 331 of 2003

Khemraj Since Dead Through legal heirs and others **versus** Roop Ram and others

Order Sheet

05.08.2025	Mr. Manoj Sinha, Advocate for the appellants. Mr. Pramod Shrivastava, Dy. G.A. for the State. Heard on I.A. No. 1/2025, an application under Order 22 Rule 4 of CPC, I.A. No. 2/2025, an application under Order 22 Rule 9 of CPC and, I.A. No. 3/2025, an application under Section 5 of Limitation Act. Learned counsel for the appellants would submit that respondent No. 1, namely, Roop Ram has died in the year 2021, whereas, respondent No. 6, namely, Hetram died in the year 2010 and right to sue survives through their legal representatives. He would further submit that earlier this appeal was dismissed for want of prosecution and application for restoration was filed and in that application legal representatives of respondent No. 1 & 6

were substituted. He would pray to allow these applications.

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

Taking into consideration the fact that steps were taken by the appellants to substitute legal representatives of respondents No. 1 & 6 in the application for restoration; therefore, I am inclined to allow these applications. Accordingly, I.A. No. 1/ 2025, 2/2025 & 3/2025 are hereby allowed.

The appellants are permitted to carry out necessary amendment within a period of 7 days.

Call this matter thereafter.

Sd/-
(Rakesh Mohan Pandey)
Judge