



HIGH COURT OF CHHATTISGARH AT BILASPUR

SA No. 269 of 2016

Gajendra Kumar **versus** Ramayan Bai

Order on Board

25/02/2026	Mr. Sushil Dubey, Advocate for the appellants. Mr. Lekhram Dhruw, Panel Lawyer for the State. None for respondents No.1 & 2, though served. Heard on I.A. No.03/2025, application under Order 22 Rule 3 CPC for bringing legal representatives of deceased appellant No.1 (Gajendra Kumar) on record, as he has died on 20/08/2024. Also heard on I.A. No.04/2025, application under Order 22 Rule 9 of CPC for setting aside the abatement and I.A. No.05/2025, application filed under Section 5 of the Limitation Act for condonation of delay in filing the application for bringing the legal representatives of the deceased appellant on record.
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Learned counsel for the appellants submits that the delay in filing the present applications occurred due to bona fide conduct of the legal representatives of the deceased appellant, who were not in contact with the counsel. He further submits that as and when they made contact with him, he advised them to move the necessary applications for substitution of the legal representatives to prosecute the present appeal, and accordingly, the applications were filed without any further delay.

In view of the above, issue notice to the respondents No.1 & 2 by ordinary as well as registered post on the applications I.A. No.3, 4 & 5.

Process Fee be paid within seven days.

List this case after two weeks.

Sd/-
(BIBHU DATTA GURU)
Judge