

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

SA No. 142 of 2020Triveni Bai **Versus** Trilokchand

27.01.2023	Shri Vijay Shrivastava, counsel for Appellant No.1. Shri Rishabh Bajaj appears on behalf of Shri Sumesh Bajaj, counsel for Respondent No.1. Shri Ravi Pal Maheshwari, P.L. for the State/Respondent No.2. Heard on I.A. No.02/2022, an application filed under Order 22 Rule 3 of C.P.C. Learned counsel appearing for Appellant No.1 submits that during the pendency of this appeal, Appellant No.2, namely, Narbadiya Bai has died on 03.12.2021 leaving behind her 2 legal representatives, namely, Prakash Kumar and one Neetu Singh and praying for their substitution in place of deceased Appellant No.2, on record. In response to the said application, it was submitted by Shri Bajaj, learned counsel for Respondent No.1 that said Neetu Singh is not the daughter of Appellant No.2, Narbadiya Bai, and therefore, the application as filed be rejected. Shri Shrivastava submits that he does not wish to implead said Neetu Singh and prays for substitution of Prakash Kumar as a son of said Narbadiya Bai in her place in the cause title of memo of appeal. Considering the aforesaid submission of the parties, application marked as I.A. No.02/2022 is hereby allowed in part and Appellant is permitted to substitute the name of Prakash Kumar, as a son of deceased Appellant No.2, Narbadiya Bai, in her place in the cause title of memo of appeal as Appellant No.2(A), within the period of 7 days from today and file the amended cause title of memo of appeal immediately thereafter. I.A. No.02/2022, stands disposed of. Sd/- (Sanjay S. Agrawal) JUDGE