

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

SA No. 332 of 2019

Lucas **Versus** Kelofas (dead) Through Legal (a) Heirs Klostika

05/03/2024	Mr. J.K. Saxena, counsel for the appellants. The matter is taken up for hearing on I.A. Nos. 03/2021 and 05/2021 filed under Order 22 Rule 4 of CPC for substitution of legal representatives of deceased Respondent Nos. 6, 5 and 26, I.A. No. 08/2024, filed under Order 22 Rule 3 of CPC for substitution of legal representative of deceased appellant No.3, I.A.Nos. 4/2021, 6/2021, 9/2021 filed under Order 22 Rule 9 of CPC for setting aside abatement, I.A.No.7/2021 for condonation of delay and I.A.No.10/2024 for deleting the name of Respondent No.24. The Respondent Nos. 5, 6, 26 and appellant No.3 died on 13.11.2016, 20.05.2021, 17.12.2018, 28.08.2023 respectively & the aforesaid applications are supported by affidavit of appellant No.2. On due consideration, I.A.No.07/2021 is allowed. Delay in filing of applications under Order 22 Rule 4, 3 and Order 22 Rule 9 of CPC stands condoned. As a consequence, I.A.Nos.04/2021, 06/2021, and 09/2024, application under Order 22 Rule 9 CPC also stand allowed. Order of abatement, if any, stand set

aside.

Finally, I.A.Nos.08/2024, 03/2021, 05/2021 and 10/2024 also stand allowed.

Let necessary amendments be carried out within a period of 10 days.

List this case thereafter.

Sd/-

(Rajani Dubey)
Judge