



HIGH COURT OF CHHATTISGARH AT BILASPUR

FA No. 74 of 2024

M/S. GOYAL MATERIAL SUPPLIERS **versus** PRAHLAD DEWANGAN

FA/75/2024

Order Sheet

<u>15/04/2026</u>	Mr. Pranjal Agrawal, learned counsel for the appellants in both the appeals. Mr. Malay Shrivastava along with Ms. Vedagni Jangde, learned counsel for the respondent in FA No. 74 of 2024. Both the appeals are admitted for hearing. Heard on I.A. No. 1 (applications for taking the legal heirs/representatives on record for filing the appeal) in both the appeals, i.e., FA No. 74 of 2024 and FA No. 75 of 2024. By way of the present applications, it has been submitted that the appellant Suresh Kumar (Suresh Kumar

Agrawal) expired on 09.09.2023 during the pendency of the civil suit, when the matter was reserved for judgment, and therefore, his legal heirs could not be brought on record before the trial Court. It is further submitted that the present appeals have been preferred by the legal heirs of the deceased appellant; hence, they may be permitted to prosecute and contest the appeals and their substitution be allowed in the interest of justice.

Considering the submissions made and the reasons assigned in the applications, duly supported by affidavits, this Court is of the opinion that the applications deserve to be allowed.

Accordingly, I.A. No. 1 in both the first appeals are allowed. The legal heirs of deceased appellant Suresh Kumar (Suresh Kumar Agrawal), who have already preferred the present appeals, are permitted to prosecute and contest the appeals. Their substitution is taken on record.

Mr. Malay Shrivastava, learned counsel appearing for the respondent in FA No. 74 of 2024, submits that he does

not have instructions in FA No. 75 of 2024, which is connected with FA No. 74 of 2024. He prays for time to seek necessary instructions and to file his Vakalatnama/power on behalf of the respondent in FA No. 75 of 2024.

Prayer is allowed.

List both the appeals on **05.05.2026**.

The Registrar (Judicial) is directed to ensure that the paper books in both the appeals are prepared well before the next date of hearing. A copy of the same shall also be supplied to the learned counsel appearing for the parties, in accordance with rules.

Sd/-
(Ravindra Kumar Agrawal)
Judge

Sd/-
(Ramesh Sinha)
Chief Justice