

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Second Appeal No. 349 of 2009

Laxmi Bai & Ors. **Verses** Basan Bai & Ors.

		Registry
24.7.2015	Shri VK Sharma, counsel for the appellants. Shri Rakesh Thakur, counsel for respondent No.1. Shri SK Agrawal, Panel Lawyer for the State/respondent No.3. Respondent No.2 has died. Heard on IA No.9, application under Order 22 Rule 4(4) of the CPC. Learned counsel for the appellants submits that respondent No.2 Pyarelal has died on 26.5.2015 and his name may be deleted from the cause-title. He was a formal party and failed to submit written statement and also failed to appear and contest the suit. Also submitted that no any relief is sought against respondent No.2 or his LRs. Hence, the appellant may be exempted from substituting legal representatives of respondent No.2. On due consideration, IA No.9 is allowed. The appellants are directed to delete the name of respondent No.2 from the cause-title of the appeal within seven days from now and they are also exempted from substituting the legal representatives of respondent No.2. List this matter for further hearing after the amendment is incorporated. Sd/- (Chandra Bhushan Bajpai) Judge	