



\$~7

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **FAO 53/2009, CM APPL. 22760/2019**

SHRI SURINDER SINGH Appellant

Through: Mr. Sahil Agarwal, Advocate.

versus

THE STATE OF NCT OF DELHI & ORS. Respondents

Through: Mr. Rajesh Dabas, Advocate for
respondent No.9.

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER
06.10.2022

%

1. Learned counsel for the appellant has drawn attention of the Court to the order dated 16.11.2009 wherein respondent Nos. 1, 4, 5 and 6 were proceeded ex-parte. Later, on 06.08.2012, it was noted that service on all the respondents was complete.

2. Again on 28.11.2019, in CM No. 22760/2019, it was recorded that while the respondent Nos.1, 4, 5, 8 and 10 have not appeared despite service, respondent Nos. 3 and 6 have refused to receive the notice. It was further recorded that respondent Nos. 2 and 7 are stated to have expired.

Learned counsel submits that respondent No. 2 is represented through her legal heirs being respondent Nos. 3 to 10 and LRs of respondent No.7 have refused to accept service.

3. Renotify on 06.02.2023.



4. In the meantime, let a digitised copy of records of Probate Case being PC No. 258/06/04 be requisitioned and tagged along with the present case.

MANOJ KUMAR OHRI, J

OCTOBER 6, 2022
ga