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* IN THE HIGH COURT OF DELHI AT NEW DELHI
+ MAC.APP. 110/2019
SWATI @ SUBHARTI

.....Appellant

Through: None.

versus

RAKESH KUMAR & ORS (ORIENTAL INSURANCE CO
LTD)

.....Respondent

Through: Ms. Sweta Singh, Adv. for R-3.

CORAM:
JOINT REGISTRAR (JUDICIAL) BHAWANI SHARMA

ORDER
09.02.2026

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CM No. 51618/2024 (for impleadment of LRs of deceased R-1)

CM No. 51619/2024 (for condonation of delay)

As per office note, amended memo of parties along with affidavit has been filed.

Learned counsel for R-3 submits that she has no objection if the applications are allowed. For the reason stated in the application seeking condonation of delay, the same is allowed and delay in filing CM No. 51618/2024 is condoned. Application bearing CM No. 51619/2024 is disposed of.

R-3 has expired on 12.02.2021. He is survived by his mother and daughter. As per submission, R(a) i.e. Maya Devi has also expired during the pendency of the proceedings of present case and is not survived by any other LR except LR (b) Ms. Shivani. An affidavit to this affect has also been filed. It is submitted that deceased R-1 is not survived by any other class-I legal heirs except the applicant. The right to sue survives against the surviving LRs. No objection has been



raised by the R-3.

Hence, application is allowed.

Amended Memo of Parties be filed within one week.

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Matter be placed before the Hon'ble Court on 23.03.2026.

**BHAWANI SHARMA
JOINT REGISTRAR
(JUDICIAL)**

FEBRUARY 9, 2026/yo