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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 5298/1999

GURBUX SINGH

.....Petitioner

Through:

Mr. K.B. Upadhyay, Adv.

versus

UNION OF INDIA & ORS

.....Respondents

Through:

None

CORAM:

SH NARESH CHAND GARG, REGISTRAR

ORDER

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08.03.2021

The hearing has been conducted through video conferencing.

CM APPL. 4117/2020

This is an application under order XXII Rule 3 CPC filed by petitioner stating therein that petitioner no. 1 has expired on 03.04.2003.

Respondent nos. 1,2,4 and 5 stands served. However, they have not filed their reply.

Let the said respondents file their reply to the application within four weeks with an advance copy to learned counsel of the petitioner, who may file rejoinder thereto, if any, before the next date.

Respondent no. 3 remains unserved.

On petitioner taking fresh steps within two weeks, let fresh notice be issued to respondent no. 3 and proposed LRs of deceased petitioner no. 1 by all permissible modes, returnable on 26.04.2021.

Learned counsel of the petitioner states that he has filed an additional affidavit vide D.No. 197589 dated 05.02.2021. However, the same is not on record.



Learned counsel for the petitioner should check up with the registry and have the same placed on record.

CM APPL. 4118/2020

This is an application filed under section 5 of the Limitation Act seeking condonation of delay of 16 years and 3 months in filing CM APPL.4117/2020.

Let reply to this application be filed by the served respondents within four weeks with an advance copy to the learned counsel for the petitioner, who may file rejoinder thereto, if any, before the next date.

On petitioner taking steps within two weeks, let notice of this application be issued to respondent no. 3 and the proposed LR of deceased-petitioner no.1 by all permissible modes, returnable on 26.04.2021.

REGISTRAR

MARCH 8, 2021/ss