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

+ **TEST.CAS. 12/2016**

SMT ANITA BHATIA & ANR

..... Petitioners

Through: Ms. Samvartika Pathak and Mr.
Nitin Kumar, Advocates
(Enrolment No. U/4964/2022,
Mobile No. 9811331106).

versus

STATE (NCT OF DELHI)

..... Respondent

Through: Mr. Abhigya Kushwah and Ms.
Sunita Yadav, Advocates for R-3.
Mr. Nishant Anand, Mr.
Gyanendra Rathour and Ms. Aditi
Singhal, Advocates for R-4.
Mr. Kailash Prashad Pandey,
Advocate for applicants in I.As.
5384-85/2022 (Mobile No.
9999894307).

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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09.12.2022

I.A. 5385/2021

1. This is an application for condonation of delay in refiling of I.A. 5384/2021.
2. For the reasons stated, the application is allowed.
3. The application stands disposed of.

TEST.CAS. 12/2016 & I.A. 5384/2021

1. Respondent No.2 expired on 30.06.2022.

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2. The plaintiffs filed an application for substitution of the legal heirs of respondent No.2 (I.A. 10065/2020), which was allowed by an order dated 14.09.2022.
3. Learned counsel enters appearance on behalf of one Shri Sameer Bhatia and Ms. Heena Bhatia, and states that they are also the children of the deceased respondent No.2, but have not been impleaded in the present proceedings. He states that they have filed an application under Order I Rule 10 of the Code of Civil Procedure, 1908 being I.A. 5384/2021.
4. Learned counsel for the plaintiffs and other defendants be served with a copy of the application. Replies to the application be filed within four weeks.
5. List before the Joint Registrar on 01.02.2023.
6. List before the Court on 22.05.2023.

PRATEEK JALAN, J

DECEMBER 9, 2022

‘vp’/