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

+ CS(OS) 485/2011

ASHOK KUMAR

..... Plaintiff

Through: Counsel (appearance not given)

versus

RAM DHARI & ORS

..... Defendants

Through: Mr. S.C. Singhal and Ms. Poonam Taneja, Advocates appeared physically (M: 9810061558) (email: s.c.singhal@rediffmail.com)

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH,
(DHJS)**

ORDER

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17.10.2022

Matter is taken up through physical hearing as well as video conferencing.

IA No. 17898/2019 (u/O XXII Rule 4 CPC for impleading LR of deceased defendant no.1)

Learned counsel for defendants has stated that he has no objection to the application.

Heard. Application perused.

Learned counsel for the plaintiff has stated that defendant no.1 Sh. Ram Dhari had expired on 06.09.2019 leaving behind LRs as mentioned in para 3 of the application. Out of the legal heirs, LR (a) Smt. Angoori Devi (wife of deceased defendant no.1) is stated to have expired on 26.09.2019 and she had no other legal heirs except legal heirs mentioned in this application.

CS(OS) 485/2011

Page 1 of 2



The LRs namely (b) Sh. Ishwar Gupta (son), (c) Sh. Ghanshyam Gupta (son), (d) Sh. Mukesh Gupta (son), (e) Sh. Sanjay Gupta (son) and (f) Smt. Shakuntala Garg (daughter) are already parties in this case as defendant nos. 2 to 6 and there is no need for impleadment of any new defendant as LR of deceased defendant no.1. Amended Memo of Parties is already on record.

IA stands allowed and disposed off.

CS(OS) 485/2011

Learned counsel for defendants is directed to file death certificate of deceased defendant no.1 Sh. Ram Dhari and death certificate of his wife Smt. Angoori Devi on record within two weeks.

At request of both the parties that matter is already pending for final arguments, be placed before the Hon'ble Court on the already date fixed i.e. 7th December, 2022.

**TYAGITA SINGH, (DHJS)
JOINT REGISTRAR (JUDICIAL)**

OCTOBER 17, 2022
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