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

+ CS(OS) 299/2019 & I.A. No. 8194/2019

SH. ANEESH GOEL

.....Plaintiff

Through: Mr. Rajesh Rawal, Adv.

versus

SMT. KHAJANI DEVI AND ORS.

.....Defendant

Through: None for proposed LR No.(ii) of
D-1

Mr. Harender Kumar, Adv. for
D-2 (proposed LR no.(v) of D-1)
(Email: harendrak8@gmail.com &
Mob. No. 9971395700) (through
VC).

Right of D-3 to 7 to file WS was
already closed vide order dated
27.09.2019.

CORAM:
**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

ORDER

19.03.2025

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Proceedings are being conducted through hybrid mode.

**I.A. No. 41935/2024 (by plaintiff u/O XXII Rule 4(4) r/w
Section 151 CPC seeking exemption from bringing on
record LRs of deceased D-4) &**

**I.A. No. 41936/2024 (by plaintiff u/O XXII Rule 4 r/w
Section 151 CPC for bringing on record LRs of deceased
D-1)**

1. Ld. Counsel for plaintiff has relied upon judgments of
Hon'ble Supreme Court of India titled as "Mata Prasad
Mathur (dead) by LRs. vs. Jwala Prasad & Ors.", (2013)



14 Supreme Court Cases 722 and “Mohd. Kaleemullah vs. Mohd. Azizullah & Ors.”, 2005 SCC OnLine AP 640, in respect of IA No.41935/2024.

2. Ld. Counsel for proposed LR no.(ii) of defendant no.1 already submitted that he did not wish to file any reply to captioned IAs and he has no objection if the same are allowed.
3. Ld. Counsel for defendant no.2 accepts notice of the captioned IA and submits that he has not received copies of the captioned IAs.
4. Ld. Counsel for plaintiff has submitted that he will supply copies of the captioned IAs to defendant no.2 as well as to proposed LR no.(ii) of the defendant no.1 within three weeks. Let the same be supplied accordingly.
5. Ld. Counsel for defendant no.2 has submitted that he has no other address/details of LRs of the defendant no.1 available, except which he has already given to Ld. Counsel for plaintiff.
6. At request of Ld. Counsel for plaintiff, service of notice of captioned IAs is dispensed with upon defendants no.3 to 7 as right of said defendants to file written statement was already closed vide order dated 27.09.2019.
7. Issue notice of the captioned IAs to proposed LRs no.(i), (iii), (iv) & (vi) of defendant no.1 through all permissible modes for next date of hearing, who may file reply to the captioned IAs within four weeks from the date of service and rejoinder thereto be filed within two weeks thereafter.

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8. An application for exemption from bringing on record LRs of deceased defendant no.4 and another application



for bringing on record LRs of deceased defendant no.1,
are pending for consideration.

9. Re-notify the matter for further proceedings on **19th May, 2025.**

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MARCH 19, 2025/v

Click here to check corrigendum, if any