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

**CS(OS) 663/2007**

**SMT. MADHU MALLA & ORS. ....Plaintiffs**

Through: Mr. Lalit Gupta, Mr. Priyansh Jain & Mr. Ankit Singh, Advs. for P-1&3

Mr. Paras Hasija & Mr. Kamal Sharma, Advs. for LR's of P-2/Ms. Richa Malla & Ms. Pari Malla (Email:

[hasija.paras@gmail.com](mailto:hasija.paras@gmail.com)) (joined through VC)

**SHRI BHUMESH MOHAN MALLA & ORS.**

.....Defendants

Through: Mr. Anurag Atulya, proxy cl. for D-1 (joined through VC)

**CORAM:**

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA MAHENDRA, (DHJS)**

**ORDER**

% **02.09.2024**

**I.A.No.5632/2024 (under Order XXII Rule 3 CPC filed on behalf of the plaintiff no.1 for bringing on record remaining LR of plaintiff no.2)**

1. At this stage, learned counsel for proposed LR's of deceased plaintiff no.2 i.e. Ms. Richa Malla and Ms. Pari Malla seeks sometime to file Vakalatnama on behalf of said proposed LR's of deceased plaintiff no.2. Let the same be filed within two weeks. He further submits that he has no objection to the captioned IA. Further, he submits that Ms. Pari Malla has turned major on 20.08.2024.

2. Heard. This is an application filed by plaintiff no.1 who is also one of the LR's of deceased plaintiff no.2 being his mother for impleadment of Ms. Richa Malla, wife of deceased plaintiff no.2 and Ms. Pari Malla, daughter of deceased plaintiff no.2, who is already impleaded as P-4 in the present matter.



3. Heard. As per the captioned IA, the plaintiff no.2 has expired on 13.04.2021 leaving behind three legal heirs and right to sue survives in favour of LR's of deceased plaintiff no.2. It is also stated in the captioned IA that there are no other legal heirs of deceased plaintiff no.2. The application is supported with Death Certificate of P-2. Further, the captioned IA has been filed within time.

4. In view of the aforesaid, the captioned IA stands allowed to the extent that all legal heirs of deceased plaintiff no.2 are allowed to be substituted in place of deceased plaintiff no.2. Amended Memo of Parties already filed by the applicant is taken on record. Accordingly, the captioned IA stands disposed of.

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5. Learned counsels for the parties are also directed to file Written Submissions alongwith convenience compilation, in terms of order dated 06.03.2023 with copies to be exchanged.

Re-notify the matter for further proceedings on 18.10.2024.

**PRIYA MAHENDRA (DHJS)**  
**JOINT REGISTRAR (JUDICIAL)**  
**SEPTEMBER 2, 2024/ab**

*Click here to check corrigendum, if any*