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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **RC.REV. 197/2022 & CM APPLs. 36161/2022, 4663/2023**

VIJAY MITTAL & ANR. Petitioners
Through: Mr. G.P.Thareja, Mr. Satyam Thareja
and Ms. Suchita, Advocates
versus
SANJEEV KUMAR & ORS. Respondents
Through: Mr. Amit Saxena and Mr. Rama Rao,
Advocates

CORAM:
HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER
% **20.04.2023**

CM APPL. 16799/2023

1. This is an application filed by the Petitioner under Order XXII Rule 4 CPC in view of the fact that the Respondent No. 2 has since passed away on 07.01.2023.
2. Learned counsel for the Petitioner states that the details of the legal heirs have been given at paragraph '2' and the same be taken on record.
3. The learned counsel appearing on behalf of the legal heirs' states that the present application be allowed.
4. Accordingly, the application stands allowed.
5. Respondent No. 2 is directed to be substituted with his legal heirs mentioned at paragraph '2' in the application.
6. The Petitioner is directed to file the amended memo of parties within one (1) week from today.

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7. Learned counsel for the Respondents states that the Petitioner, tenant has not paid the admitted rent since 2014.



8. It is directed that the use and occupation charges shall be determined first on the next date of hearing.
9. List for hearing on 18.10.2023.

MANMEET PRITAM SINGH ARORA, J

APRIL 20, 2023/rhc/asb