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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 307/2015**

RAGHUVINDER SINGH

..... Plaintiff

Through: Mr. B. Badrinath & Mr. Dhruv
Bhardwaj, Advs.

versus

SUKHVIR SINGH & ORS

..... Defendant

Through: Mr. Arpit Bhargava, Ms. Hina
Bhargava, Ms. Amrita Dhawan
& Ms. Asta Sahrma, Advs. for
D-1, LR's of D-2, D-3 all LR's
except LR no.(ii) of D-9 and D-
10 to 15

Mr. Sachin Yadav & Mr. Kamod
Yadav, Advs. For LR's of D-4 &
D-5 to 8 (appeared through VC)

Ms. Ritu Singh Mann & Mr.
Dheeraj K. Garg for Applicant in
IA No. 20/2018 (appeared
through VC)

Mr. Ashish Negi, Adv. For
applicant in IA No.2461/2022
(appeared through VC)

Mr. Lovansh Mendiratta, Adv.
For applicant in IA
No.13294/2022 &
I.A.No.13295/2022

Mr. Vicky Bhardwaj, Adv. for
proposed applicant in IA no
9403/2025 & IA no 11045/2025

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)

ORDER
06.10.2025

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IA No. 18389/2022 u/s X R.4 CPC for bringing on record the legal heirs of defendant no.9)

1. As per office note, reply to the captioned IA has been filed on behalf of defendant no.1, LRs of defendant no.2, defendant no.3, LRs of defendant no.9 and defendant no.10 to 15.
2. Mr. Lovenish Mendirata, Advocate submits that he is appearing on behalf of LR No.(ii)/Smt. Rajini of defendant no.9 and has no objection, if the captioned IA is allowed.
3. It is averred in the captioned IA that the plaintiff passed away on 17/09/2005 leaving behind the following legal heirs i.e.
 - (i) Smt.Saroj Devi –
 - (ii) Smt. Rajini – daughter
 - (iii) Smt. Nisha Kumari – daughter
 - (iv) Smt. Deepali Kumari – daughter
 - (v) Ms. Muskan – daughter
 - (vi) Mr. Gaurav – son
 - (vii) Ms. Kumkum Kumari – daughter
4. The captioned IA has been filed on behalf of the plaintiff on 01/11/2022. Learned counsels appearing on behalf of LRs of defendant no.9 submit that they have no objection, if delay is condoned. In view of the no objection furnished by learned counsels for LRs of defendant no.9, delay in filing the application is condoned.
5. After the death of the defendant no.9, right to sue survives in favour of the plaintiff and against the LRs of defendant no.9.



6. In view thereof, the captioned IA is allowed. LRs of defendant no.9 are brought on record.

7. Let amended memo of parties, if not filed earlier, be filed within two weeks.

8. IA stands disposed of.

I.A.No. 13530/2025 (under Order XXII Rule 4 r/w Section 151 CPC filed on behalf of the plaintiff seeking impleadment of LRs of defendant no.4)

9. As per office note, notice could not be issued to the LRs of defendant no.4 as PF not filed.

10. Mr. Sachin Yadav, Advocate enters appearance on behalf of LRs of defendant no.4 and submits that he has no objection, if the application is allowed.

11. It is averred in the captioned IA that the defendant no.4 passed away on 06.10.2024 leaving behind the following LRs:

(i) Mr. Chander Pal – son

(ii) Mr. Varun Singh – son

(iii) Mr. Arun Kumar – son

(iv) Ms. Poonam Singh – daughter

(v) Ms. Neha - daughter

12. The captioned IA has been filed on behalf of the plaintiff on 17/05/2025. It is averred in the captioned IA that the plaintiff came to know about the demise of defendant no.4 during the course of arguments before the court of Joint Registrar (Judicial) on 14.05.2025 and thereafter, filed the captioned IA. Learned counsel for LRs of defendant no.4 submits that he has no objection, if delay is condoned. In view of these circumstances, delay in filing the application is condoned.



13. After the death of the defendant no.4, right to sue survives in favour of plaintiff and against the LR's of defendant no.4.

14. In view thereof, the captioned IA is allowed. LR's of defendant no.4 are brought on record.

15. Let amended memo of parties, if not filed earlier, be filed within two weeks.

16. IA stands disposed of.

I.A.No.11045/2025 (under Order I Rule 10 r/w Section 151 CPC filed on behalf of applicant/Smt. Vimla wife of Shri Jai Singh, daughter of late Shri Rambir Singh for impleadment as one of the defendants)

17. No reply to the captioned IA has been filed.

I.A.No.9403/2025 (under Order I Rule 10 r/w Section 151 CPC filed on behalf of applicant/Smt. Shimla wife of Shri Parvesh, daughter of late Shri Rambir Singh for impleadment as one of the defendants)

18. As per office note, no reply to the captioned IA has been filed on behalf of the plaintiff.

IA No. 2455/2015 u/O XXXIX R.1 & 2 CPC by plaintiff

19. Right of defendants to file reply to the captioned IA is already closed.

IA No. 20458/2015 u/O VII R.11 CPC by defendant no.2)

20. Right of defendants to file reply to the captioned IA is already closed.

IA No. 24064/2015 u/O I R.10 CPC by Smt. Chander Mukhi)

21. Reply of defendant no.9 & 10 is on record.

22. Let the pleadings be completed as per law.

IA No. 20/2018 u/O XXII R.3 r/w Order I R.10 (2) CPC for substitution of Ms. Kamal Kumari Gulia in place of



late Smt. Chander Mukherjee (IA No. 24064/2015)

23.Reply to the captioned IA has already been filed by the plaintiff.

24.Reply to the captioned IA has been filed on behalf of defendant no. 1, LRs of defendant no.2, defendant no.3, LRs of defendant no.9 and defendant no.10 to 15.

IA No. 2461/2022 u/O I R.10 CPC by Supreme Infrastructure)

25.Reply to the captioned IA has already been filed on behalf of the plaintiff.

26.Right of defendants to file reply to the captioned IA is already closed.

27.Further arguments heard on IA No.24064/2015; I.A.No.20/2018; I.A.No.2461/2022.

IA No. 13294/2022 u/O I R.10 CPC by Smt. Gyanwati

28.Reply of plaintiff is on record.

29.Learned counsel for plaintiff had made a submission on 17/05/2024 that he has already settled the dispute with the applicant Ms. Gyanwati.

IA No. 13295/2022 u/O I R.10 CPC by Ms. Rajni

30.Learned counsel for plaintiff had made a submission on 17/05/2024 that he has already settled the dispute with the applicant Ms. Rajni.

I.A.No.5662/2025 (under Order XXIII Rule 3 r/w Section 151 CPC filed on behalf of the plaintiff for recording of compromise and passing a decree)

31.Learned counsel for the plaintiff submits that the captioned IA may be taken up on the next date of hearing.

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32.Applications for impleadment of LR's of defendant no.4 & 9 are pending consideration.

33.During the course of arguments on the applications under Order I Rule 10 CPC, learned counsels for the applicants appearing through video conference seek some more time to appear physically to argue the matter and pray for another date. On the other hand, learned counsels appearing physically in the court submit that the matter is coming up before the Hon'ble Court on 10.10.2025 and date is too short as they are pre-occupied in other cases. They further submit that the applications under Order I Rule 10 CPC may be placed before the Hon'ble Court and they will make appropriate submissions before the Hon'ble Court.

34.In view of these circumstances, learned counsels for the parties jointly submit that the captioned IAs may be placed before the Hon'ble Court on the date already fixed and they will make appropriate submissions before the Hon'ble Court.

35.At joint request, list the matter before the Hon'ble Court for further directions on the date already fixed i.e. **10th October, 2025.**

MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)
OCTOBER 6, 2025/nk