



\$~3

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

+ **CS(OS) 543/2012**

AMARJEET SINGH GUJRAL

..... Plaintiff

Through: Mrs. Kanchan K. Dhodi, Adv.

versus

JUNG BAHADUR SINGH GUJRAL & ORS

..... Defendant

Through: Mr. A.K. Tandon, Adv. for D-1,
3 &LRs of D-2
Mr. Ajay Bahl &Mr. Vikash
Sharma, Adv. for D-5, 6 &LRs
of D-7
Mr. Gaurav Raghav & Mr.
Ashish Upadhyay, Adv. for R-
9 (appeared through VC) (Mobile
No. 8178824941 & e-mail ID
advgauravraghav@gmail.com)

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)**

ORDER

12.08.2024

%

**IA No. 9169/2023 u/O XXII R.2 & 4 CPC for bringing
on record LR of deceased defendant no.7)**

1. No reply to the captioned IA has been filed.
2. Learned counsel for defendant no.1, 3 & LR of defendant no.2; learned counsel for defendant nos.5, 6 & LR of defendant no.7 and learned counsel for defendant no.9 submit that they do not wish to file reply and have no objection, if the captioned IA is allowed.
3. Arguments heard. Record perused.



4. It is averred in the captioned IA that the plaintiff passed away on 21/02/2023 leaving behind the following legal heirs i.e.
 - (i) Ms. Jaspal Kaur Sahni – daughter
 - (ii) Mrs. Gurminder Kaur Oberoi – daughter &
 - (iii) Mr. Manjit Singh Sahni - son
5. Copy of death certificate of defendant no.7 has also been filed along with the captioned IA.
6. The captioned IA has been filed on behalf of the defendant no.7 on 09/05/2023. The same has been filed within the stipulated period of limitation.
7. After the death of the defendant no.7, right to sue survives in favour of the plaintiff and against LRs of defendant no.7.
8. In view thereof, the captioned IA is allowed. LRs of defendant no.7 are brought on record.
9. Let amended memo of parties, if not filed earlier, be filed within two weeks.
10. IA stands disposed of.

IA No.1181/2022 under Order XXII Rule 2&4 CPC moved by plaintiff to substitute the LRs of deceased defendant no.2 i.e. defendant no.3, plaintiff, defendant no.5 and 6, who are already on record in place of deceased defendant no.2)

IA no.11321/2022 (under Order XXII Rule 4 and Section 151 CPC moved by Master Paramveer Singh Gujral, stated to be sole LR of deceased defendant no.2 for his impleadment in place of deceased defendant no.2)

11. Reply to IA No.1181/2022 has already been filed on behalf of defendant nos.1, 3, 5 & 6.
12. Let rejoinder, if any, be filed within four weeks with



advance copy to the opposite side.

13.Learned counsels for the parties jointly seek adjournment.

14.Re-notify the matter for completion of pleadings and admission/denial of documents on **18th October, 2024.**

MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)

AUGUST 12, 2024/nk

Click here to check corrigendum, if any