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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 553/2021**
SAT DEV AND OTHERS

.....Plaintiff

Through: Mr. Gaurav Rathor, Adv.
for all plaintiffs [except
LR no.1(ii) (joined
through VC)].
Mr. Akarshan Bharadwaj,
Adv. for proposed LR no.
(ii)/Ms. Meenakshi
Shandilya (daughter of the
deceased plaintiff no. 1)
(joined through VC).

Versus

SMT VIJAY LAXMI AND OTHERS

.....Defendant

Through: Ms. Malaika Farhat, Adv.
(joined through VC).

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+ **CS(OS) 683/2021**
SAT DEV AND ORS.

.....Plaintiff

Through: Mr. Gaurav Rathor, Adv.
for all plaintiffs [except
LR no.1(ii) (joined
through VC)].
Mr. Akarshan Bharadwaj,
Adv. for proposed LR no.
(ii)/Ms. Meenakshi
Shandilya (daughter of the
deceased plaintiff no. 1)
(joined through VC).

Versus

VIJAY LAXMI AND ANR.

.....Defendant

Through: Ms. Malaika Farhat, Adv.
(joined through VC).



CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PREETI
PAREWA, (DHJS)**

ORDER

% 18.05.2026

CS(OS) 553/2021;

**IA No.10650/2025 under Order XXII rule 3 CPC
moved on behalf of LRs of Plaintiff no.1.**

1. Learned counsel for the defendant no.1 to 3 has already submitted that the said defendants have no objection to the captioned IA.
2. As per office note, Affidavit of Service of the captioned IA issued to the proposed LR no.(ii) of deceased plaintiff no.1 has been filed.
3. Learned counsel for proposed LR no.(ii) of deceased plaintiff no.1 submits that he has no objections to the captioned IA.
4. Submissions heard. IA perused. As per the Death Certificate filed on record, the plaintiff no.1 has expired on 20.01.2025. The plaintiff no. 1 has left behind four legal heirs, as mentioned in the captioned IA. It is also stated in the captioned IA that there are no other legal heirs of deceased plaintiff no.1. Further, the captioned IA has been filed within time. The right to sue survives in favour of all the proposed LRs of deceased plaintiff no.1.
5. In view of the aforesaid, the captioned IA stands allowed to the extent that all the proposed LRs of deceased plaintiff no.1 are allowed to be substituted in place of deceased plaintiff no.1. Amended Memo of Parties be filed by the applicants, before the next date of hearing.
6. Accordingly, the captioned IA No. 10650/2025 stands **disposed of**.
7. Matter may be placed before the Hon'ble Court on



the **date already fixed** i.e. 21.05.2026, for further directions.

CS(OS) 683/2021; and
IA No.10726/2025 under Order XXII Rule 3 CPC
moved on behalf of applicants/proposed LRs no.(i), (iii)
& (iv) of deceased plaintiff no.1 for their substitution.

8. Learned counsel for the defendant no.1 to 3 has already submitted that the said defendants have no objection to the captioned IA.

9. As per office note, notice issued to the proposed LR no.(ii) of deceased plaintiff no.1 is awaited.

10. At this stage, learned counsel for proposed LR no.(ii) of deceased plaintiff no.1 has accepted notice of the captioned IA on behalf of proposed LR no. (ii) of deceased plaintiff no. 1 and submits that he has no objections to the captioned IA.

11. Submissions heard. IA perused. As per the Death Certificate filed on record, the plaintiff no.1 has expired on 20.01.2025. The plaintiff no. 1 has left behind four legal heirs, as mentioned in the captioned IA. It is also stated in the captioned IA that there are no other legal heirs of deceased plaintiff no.1. Further, the captioned IA has been filed within time. The right to sue survives in favour of all the proposed LRs of deceased plaintiff no.1.

12. In view of the aforesaid, the captioned IA stands allowed to the extent that all the proposed LRs of deceased plaintiff no.1 are allowed to be substituted in place of deceased plaintiff no.1. Amended Memo of Parties be filed by the applicants, before the next date of hearing.

13. Accordingly, the captioned IA No. 10726/2025 stands **disposed of**.



14. Matter may be placed before the Hon'ble Court on the **date already fixed** i.e. 21.05.2026, for further directions.

PREETI PAREWA (DHJS)
JOINT REGISTRAR (JUDICIAL)

MAY 18, 2026/bs