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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **TEST.CAS. 16/2008**
COL. SURESH CHAND & ANR.

..... Petitioner

Through: Ms. Mala Goel, Adv. for P-1

versus

STATE & ANR.

..... Respondent

Through: Ms. Mahima Malhotra, Adv. for LR
of R-2

CORAM:
SH. VIJAY SHANKAR (DHJS), JOINT REGISTRAR
(JUDICIAL)

ORDER
% **01.12.2020**

Court hearing convened via video conferencing on account of Covid-19

I.A.No. 9243/2020 under Order 22 Rule 4 r/w Section 151 CPC
filed on behalf of petitioner no.1 to bring LR of Mrs. Nina Dayal,
respondent no.2 (i) since deceased on 01/09/2020

It is submitted by counsel for petitioner no.1 that the respondent no. 1 (a), namely, Ms. Nina Dayal @ Neena Dayal has expired on 01/09/2020 and her LR is already a party in the present case and the present application has been filed within statutory period. It is further submitted by counsel for the petitioner no.1 that copy of the death certificate of Ms. Nina Dayal @ Neena Dayal has already been filed in the connected case i.e., TEST.CAS. 55/2006 and the same is also listed today.



Counsel for the LRs of the respondent no.2 submitted that she does not wish to file reply and has no objection, if the aforesaid application of the petitioner no.1 is allowed.

Heard. In view of the submissions made, aforesaid application of the petitioner no.1 is disposed of. Amended memo of parties already stated to be filed.

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Counsel for the LRs of the respondent no.2 seeks time for taking appropriate steps in respect of summoning of remaining witnesses.

At joint request, re-notify the remaining respondents' evidence on **22nd March, 2021.**

**VIJAY SHANKAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

DECEMBER 01, 2020/ nk