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

+ **RFA 913/2019**

RAJU BHATIJA & ORS Appellant

Through: Mr. M.M. Singh, Advocate
(9818016311)

versus

ATTAR CHAND JAIN & ORS Respondent

Through: Mr. Rohit Gupta, Advocate
for R-7 (through VC)

CORAM: MS. KAUSHLYA VERMA, REGISTRAR

ORDER

% **24.05.2023**

RFA 913/2019

Respondent Nos.1 and 7 have filed the reply. However, rejoinder thereto has not been filed by the appellant. Let the same be filed within four weeks.

Respondent Nos.2 and 4 to 6 have not filed the reply. Let the same be filed by them within four weeks with advance to learned counsel for the appellants, who may file rejoinder thereto, if any, before the next date.

Re-notify on 12.09.2023.

CM APPL.39057/2021 (u/O 22 Rule 4 for bringing on record the proposed LR's of deceased respondent No.3)

Learned counsel for the appellant submits that there is no conflict of interest inter se respondent No.3 and other respondents. He further submits that the main contesting respondent is respondent No.7.



The present application is pending since 2021. However, no reply has been filed by respondent Nos.1(i, iv), 2, 4 to 6 and LRs of respondent No.3 although opportunity is granted. In the interest of justice, one last opportunity is granted to them to file the reply within four weeks with advance copy to learned counsel for the appellants, who may file rejoinder thereto, if any, before the next date.

As per office report, respondent Nos.1(ii & iii) remain unserved. On appellants taking steps within two weeks, issue notice to these unserved respondents, by all permissible modes, returnable on 12.09.2023.

Death certificate of deceased respondent No.3 has not been placed on record. Learned counsel for the appellants seeks some time to bring the relevant judgment wherein the application for substitution of LRs has been allowed in the absence of death certificate. Let him do so.

REGISTRAR

MAY 24, 2023

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