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

+ **CS(OS) 727/2022, I.A. 1112/2025, I.A. 3045/2025**

ATUL SHARMA

.....Plaintiff

Through: Mr. M Sufian Siddiqui, Mr. Rakesh Bhugra, Mr. Md Niyazuddin and Mr. Mohammad Mazhar Ahmad, Advs

versus

SEEMA SHARMA & ORS.

.....Defendants

Through: Mr. Shivam Gaur, Advocate

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% 28.01.2026

I.A. 14943/2025

1. The present application under Order XXII Rule 3 (1) of the CPC has been filed by the Plaintiff for bringing on record the Legal Heirs [**“LRs”**] of the deceased Plaintiff.
2. The instant suit has been filed seeking declaration, partition and permanent injunction in respect of the freehold property built up on the residential plot of land bearing no. 4, area admeasuring 272.22 sq. yards in the layout plan of the Ambica Cooperative House Building Society Limited, now colony known as ‘Ambica Vihar’ situated in Paschim Vihar, New Delhi - 110087 [**“Suit Property”**].
3. It is stated that the Plaintiff passed away on 11.03.2025, leaving behind his wife, one son and two daughters.



4. Material on record indicates that the present Application was filed on 20.05.2025. Since the Plaintiff has passed away, the LRs of the deceased Plaintiff have to be brought on record for which purpose the Application has to be filed before the case is abated, the Application stands allowed.

5. The Application stands disposed of.

6. Let the amended memo of parties be filed within a period of one week from today.

CS(OS) 727/2022 & I.A. 1112/2025, I.A. 3045/2025

1. Mr. Shivam Verma, learned Proxy Counsel on behalf of the Defendants prays for an accommodation.

2. List on 23.03.2026 before the learned Joint Registrar for Admission/Denial of documents. Learned Joint Registrar is requested to conduct the same expeditiously, before the Application under Order XII Rule 6, being I.A. 1112/2025, is heard.

3. List on 07.05.2026 before the Court, for the hearing of I.A. 1112/2025.

SUBRAMONIUM PRASAD, J

JANUARY 28, 2026

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