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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(C) 2104/2010

WORKMEN THROUGH UNION RASIKA FRUIT JUICE WORKERS

.....Petitioner

Through: Ms.Tanya Raizada and Mr.Niraj  
Sharma, Advocates

versus

MODERN FOOD INDUSTRIES & ANR.

.....Respondents

Through: Mr.Sandeep Prabhakar, proxy counsel  
for Mr.Vikas Mehta, Advocate

**CORAM:**

**SH. SANJAY KUMAR SHARMA, REGISTRAR**

**ORDER**

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**24.01.2023**

Today's Court proceedings are conducted through physical/hybrid mode.

**CM APPL. 53885/2022(u/O 22 Rule 3 CPC for bringing on record the LR's of deceased petitioner nos.2, 14 & 19) & CM APPL. 53886/2022 (condonation of delay in filing CM APPL.53885/2022) & CM APPL.22815/2022 (u/O 22 Rule 3 CPC for bringing on record the LR's of deceased petitioner no. 18)**

Amended memo of parties in terms of order dated 18.08.2022 has been filed by the petitioner.

CM APPL.53885/2022 is an application under Order 22 Rule 3 CPC filed by the petitioner/applicant seeking their substitution as LR's of deceased petitioner nos. 2, 14 & 19, who are stated to have died on 15.05.2016, 13.06.2015 & 17.05.2011 respectively. Copies of the death certificates have been annexed with the applications.

The details of LR's of deceased petitioner no.2 is mentioned in para 1 of the application which includes wife, one son and one daughter.

The details of LR's of deceased petitioner no.14 is mentioned in para 2 of the application which includes wife, one son and one daughter.

The details of LR's of deceased petitioner no.19 is mentioned in para 3 of



the application which includes wife and one son.

CM APPL. 53886/2022 is an application filed by the applicant/petitioner seeking condonation of delay of 4 years, 4 months and 7 days (petitioner no.2), 5 years 3 months and 9 days (petitioner no. 14) and 9 years, 4 months and 5 days (petitioner no.19) in filing CM APPL.53885/2022.

CM APPL.22815/2022 is an application under Order 22 Rule 3 CPC filed by the petitioner/applicant seeking their substitution as LR's of deceased petitioner no.18, who is stated to have died on 27.03.2021. A copy of the death certificate has been annexed with the application. The details of LR's of deceased petitioner no.18 is mentioned in para 3 of the application which includes wife and two sons.

Counsel for the petitioner/applicants states that apart from the LR's as mentioned in the applications, there are no other class-1 LR's of deceased petitioner nos. 2, 14, 18 & 19.

Counsel for the respondents/ non-applicants states that he has no objection to the applications being allowed.

In the absence of any opposition, the applications are allowed and LR's of deceased petitioner nos. 2, 14, 18 & 19 are brought on record.

Amended memo of parties be filed within two weeks.

Applications stand disposed of.

**W.P.(C) 2104/2010**

List the matter in the category of "Regular matters" as per its seniority.

**REGISTRAR**

**JANUARY 24, 2023/sk**