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

+ CS(OS) 625/2010

M/S YAHOO EXPORTS PVT LTD Plaintiff

Through: Mr.Mehul Gupta, Advocate

versus

MANJIT KAUR & ORS Defendants

Through: Mr.A.K. Padhy and Mr.S.R. Padhy,
Advocates for defendants

CORAM:

HON'BLE MR. JUSTICE J.R. MIDHA

ORDER

% **07.01.2019**

I.A. 17866/2018

Allowed subject to just exceptions.

I.A. 17867/2018

Delay in filing the appeal is condoned.

Application disposed of.

O.A. 168/2018

1. Issue notice. Learned counsel for the plaintiff accepts notice.
2. Defendant No.2 is seeking substitution as legal representatives of defendant No.3.
3. Defendants No.2 and 4 are the real brothers of defendant No.3 who expired on 27th June, 2018 while in judicial custody. Defendant No.3 was not married and has died as a bachelor. As such, there is no Class I legal heir of deceased defendant No.3. Defendants No.2 and 4 are the Class II legal heirs and they are already on record as defendants No.2 and 4.
4. The appeal is allowed and defendant No.2 and 4 are substituted in

place of deceased defendant No.3.

5. The amended memo of parties be filed by defendant No.2 and 4 within two weeks.

J.R. MIDHA, J.

JANUARY 07, 2019
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