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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 696/2024

LALIT KUMAR RAWAL

.....Plaintiff

Through: Mr. Vikram Singh Dahiya, Mr.
Rajeshwar Nagpal & Mr. Vansh
Nagpal, Advocates for plaintiff /
respondent in counter-claim.

Plaintiff/respondent is stated to
have expired.

versus

AKSHAY KUMAR RAWAL & ANR.

.....Defendants

Through: Mr. Raghav Kohli, Adv. for D-1 /
counter-claimant.

D-2 is yet to be served.

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

ORDER

07.05.2025

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Proceedings are being conducted through hybrid mode.

**I.A. No. 2815/2025 (by counter-claimant/D-1 u/O XXXIX
Rules 1 & 2 of CPC)**

1. It is submitted that the captioned IA is coming up for
hearing before the Hon'ble Court on 14.05.2025.

**I.A. No. 11550/2025 (by applicant namely Mrs. Rajni
Rawal u/O XXII Rule 3 of CPC for impleading her and
her two daughters namely Ms. Malvika Rawal and Ms.
Madhulika Rawal LRs of deceased plaintiff)**

2. Ld. Counsel for defendant no.1 accepts notice of the
captioned IA and submits that he does not wish to file
reply to the same and has no objection if same is allowed.

This is a digitally signed order.

The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.

The Order is downloaded from the DHC Server on 08/05/2025 at 16:03:55



3. Ld. Counsel for applicants has submitted that he is appearing on behalf of all three LR's of deceased plaintiff and submits that he will file his vakalatnama and copy of death certificate of plaintiff within two weeks. Let the same be filed accordingly.
4. Ld. Counsel for applicants has submitted that plaintiff Mr. Lalit Kumar Rawal has passed away on 21.2.2025 and he has been survived by his wife namely Mrs. Rajni Rawal and two daughters namely Ms. Malvika Rawal and Ms. Madhulika Rawal. He has further submitted that right to sue survives in favour of said LR's of the deceased plaintiff and they may be brought on record.
5. Heard. The factum of death of the plaintiff is not disputed by the parties. Right to sue survives in favour of LR's of the deceased plaintiff. In the present facts, Mrs. Rajni Rawal wife and, Ms. Malvika Rawal and Ms. Madhulika Rawal both daughters of deceased plaintiff are impleaded as LR's of deceased plaintiff. Amended memo of parties filed alongwith the captioned IA is taken on record.
6. The captioned IA stands disposed off accordingly.

I.A. No. 3163/2025 (by D-1 for condonation of delay of 68 days in filing WS)

7. No reply to the captioned IA has been filed on behalf of LR's of plaintiff. Time sought. Let the same be filed within four weeks and rejoinder thereto be filed within two weeks thereafter.

CC No. 08/2025 (counter-claim filed by D-1)

8. No written statement to the counter-claim and affidavit of admission/denial of documents has been filed on behalf of the respondent/plaintiff. Time sought. Let the same be



filed as per law with a scanned copy to the opposite party, who may file replication and affidavit of admission/denial of documents thereafter as per law.

CS(OS) 696/2024 &

I.A. No. 37956/2024 (by plaintiff for stay)

9. Perusal of record shows that written statement alongwith affidavit of admission/denial of documents were already filed by the defendant no.1. However, IA No.3163/2025 for condonation of delay in filing the same is pending for consideration on behalf of defendant no.1.
10. Perusal of record further shows that documents with list of documents were already filed on behalf of defendant no.1.
11. Perusal of record further reveals that reply to captioned IA was already filed on behalf of defendant no.1. No rejoinder to the said reply has been filed by the plaintiff. Time sought. Let the same be filed within four weeks.
12. Re-notify the present matter for further proceedings on **26th August, 2025.**

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MAY 7, 2025/v

[Click here to check corrigendum, if any](#)