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

+ W.P.(C) 2962/2010
DELHI JAL BOARD

.....Petitioner

Through: Ms.Tusharika Sharma and
Mr.Prakshar Dixit, Advocates for
applicant.

versus

MEHMOOD AHMED & ORS.

.....Respondents

Through: Mr.Sher Afgom, Advocate for LR's of
deceased respondent no.1

CORAM:

SH. SANJAY KUMAR SHARMA, REGISTRAR

ORDER

% **16.02.2023**

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

CM APPL.44802/2021

Counsel for the petitioner/ applicant states that since fresh application bearing CM APPL.34309/2022 has been filed for bringing on record the LR's of deceased respondent no.1, therefore, she may be permitted to withdraw this application.

The request is allowed.

Dismissed as withdrawn.

CM APPL. 34309/2022 (u/O 22 Rule 4 CPC)

This is an application u/O 22 Rule 4 CPC (wrongly mentioned in the application as u/O 22 Rule 3 CPC) filed by the applicant/ petitioner for bringing on record the LR's of deceased respondent no.1, who is stated to have died on 15.04.2021. The details of LR's of deceased respondent no.1 are mentioned in para 7 of the application which includes wife, two sons and one



daughter.

Counsel for the applicant/ petitioner states that apart from the legal heirs as mentioned in the application, there is no other class-1 legal heir of deceased respondent no.1.

It is pointed out by counsel for the LRs of deceased respondent no.1 that in the heading of the application, the name of the deceased respondent no.1 has been wrongly mentioned as Sh.Ashok Kumar whereas it should be Sh.Mehmood Ahmed. Let it be read accordingly.

Counsel for LRs of deceased respondent no.1 states that he has no objection to the application being allowed.

No steps have been taken by the petitioner/ applicant to serve respondent no.2.

On petitioner/applicant taking steps within two weeks, let notice of the application be issued to respondent no. 2 by ordinary process, speed post and courier, returnable on 24.03.2023. It be indicated in the notice that reply, if any, be filed before the next date of hearing.

FEBRUARY 16, 2023/ sk

REGISTRAR