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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ RSA 50/2012

DELHI DEVELOPMENT AUTHORITY

.....Appellant

Through: Ms. Shobhana Takiar and Mr.
Kuljeet Singh, Advs.

versus

HARI SON OF SHRI BHARTA

.....Respondent

Through: None.

CORAM:

JOINT REGISTRAR (JUDICIAL) BHAWANI SHARMA

ORDER

% **04.02.2026**

CM APPL. 21335/2016 (for impleadment of LR's of the deceased respondent)

CM APPL. 21336/2016 (for condonation of delay)

CM No. 35056/2023 (delay in filing the reply)

As per the respondent/LRs of deceased respondent while referring to order dated 10.03.2015 of Hon'ble Court when fact of death of respondent during the pendency of the suit was apprised, this Hon'ble Court held that "*therefore the proceedings against the Respondent ought to have been terminated as the same having been abated*". It is further submitted that the Appellant filed an Application for substitution of LR's of deceased Respondent bearing C.M. No. 14129-30/2015 and the same was accompanied by an application for delay in filing the substitution application, however, till date no application for Setting aside of abatement had been filed by Appellant despite Order dated 10.03.2015. It is further submitted that the captioned case automatically stands abated as till date, the said



abatement has not been set aside, despite a lapse of more than 10 years from the date Appellant came to know about the death of Respondent. It is submitted that matter be placed before the Hon'ble Court.

In view of question of abatement has been raised, applications be placed before the Hon'ble Court on 23.03.2026.

**BHAWANI SHARMA
JOINT REGISTRAR
(JUDICIAL)**

FEBRUARY 4, 2026/yo