



\$~22

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

+ **CS(OS) 2297/2014**

RAJENDER TYAGI & ORS

.....Plaintiffs

Through: Mr. M.M. Singh, Adv.

versus

RAKESH TYAGI & ORS

.....Defendants

Through: Mr. Shyam Dutt, Adv. for all the
defendants.

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. JYOTI KLER (DHJS)

ORDER

%

05.04.2021

**I.A.No.4819/2021 (under Order XXII Rule 3 r/w Section 151 CPC
for substitution of the legal heirs/representative of the deceased
plaintiff no.1 late Sh. Rajender Tyagi)**

1. It is submitted that the matter is likely to come up before the Hon'ble Court on 12/05/2021 (as per adjourned en bloc dates)
2. Matter is taken up today on listing of captioned IA.
3. Learned counsel for the defendants submits that he has no objection if the captioned IA is allowed.
4. Heard.
5. It is averred that the plaintiff no.1 passed away on 10/04/2020.
Copy of death certificate has been filed on record.



6. The application has been filed on 25/03/2021. Learned counsel for the plaintiffs submits that the plaintiff no.1 expired during the period when lockdown due to COVID-19 Pandemic was in force and limitation period thus stood extended in view of directions of the Hon'ble Apex Court in ***Re: Cognizance for Extension of Limitation Suo Motu W.P (C) 3/2020.***
7. This is a suit for declaration with respect to the certain documents pertaining to immovable property and right to sue survives in favour of legal heirs of deceased plaintiff no.1.
8. Considering the aforesaid facts and circumstances, the application is allowed and legal heirs of plaintiff no.1, whose details are given in para no.8 of the captioned IA, are impleaded. Amended memo of parties is taken on record.
9. IA stands disposed off.

JYOTI KLER (DHJS)
JOINT REGISTRAR (JUDICIAL)

APRIL 5, 2021//nk

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