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

+ **CS(OS) 2297/2014**
RAJENDER TYAGI & ORS

.....Plaintiffs

Through: Mr. J.K. Jain and Mr.
Urvesh Bhardwaj,
Advocates along with Mr.
Rahul i.e. son of P2 in
person.

versus

RAKESH TYAGI & ORS

.....Defendants

Through: Ms. Shyam Dutt,
Advocate.

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. DEEPAK
DABAS (DHJS)

ORDER

13.01.2026

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IA No. 14305/2025 filed by plaintiff u/O XXII Rule 3
r/w Section 151 CPC for substitution of the legal heirs
of deceased plaintiff No. 1 (a) /Mr. Gaurav Tyagi.

1. Heard. Perused.
2. Counsel for defendants submits that the only objection qua captioned IA is that the address of proposed LRs mentioned in captioned IA is that of suit property and the said address is incorrect as the LRs are not residing in suit property. It is further submitted that apart from said objection he has no objection if captioned IA is allowed.
3. Counsel for plaintiffs submits that the address of proposed LRs in captioned IA be read as H. No. 633/1,



Village: Burari, Delhi and not as mentioned in captioned IA.

4. Captioned IA has been filed within limitation.
5. Right to sue survives.
6. Keeping in view the totality of facts and circumstances, captioned IA is hereby allowed and disposed of accordingly.
7. Amended memo of parties be filed within two weeks from today.
8. Re-notify on 27.03.2026 for plaintiff's evidence.
9. Plaintiffs are directed to file evidence by way of affidavit of all their witnesses within four weeks from today.

**DEEPAK DABAS (DHJS),
JOINT REGISTRAR (JUDICIAL)**

JANUARY 13, 2026/anj