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IN THE HIGH COURT OF DELHI AT NEW DELHI

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RFA 521/2018

GIAN SINGH & ORS

.....Appellant

Through: Mr. Lalit Bhardwaj, Advocate

versus

DHAN SINGH & ORS

.....Respondent

Through: Mr. Davinder Verma, Advocate for
respondents No.1 and 2 (a to c & e)
Respondent Nos.3, 13, 15 to 18, 24,
28, 31, 34 to 37, 41, 43 and 54 stand
deleted vide order dated 27.08.2019

CORAM: MS. PANNA DUTTA, REGISTRAR

ORDER

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13.01.2025

1. It is observed vide Order dated 05.12.2022 that the matter is listed before this court for completion of pleadings in the pending applications and action regarding completion of pleadings have been done. Hence, there is pendency of the applications.
2. Despite repeated opportunities and last opportunity being granted, reply/rejoinder has not been filed in any of the applications. It is presumed that there is nothing to be submitted by the parties. Hence, the applications are taken up today and disposed of accordingly.



CM APPL.31743/2022 (moved by appellant No.3 u/O 22 Rule 3 CPC for bringing on record the LRs of deceased appellant No.2)

3. This is an application under Order 22 Rule 3 CPC for bringing on record the LRs of deceased appellant No.2-Sh. Chander Bhan Saini, who expired on 01.06.2022. The details of the LRs are mentioned in para 3 of the application.
4. Learned counsel appearing on behalf of respondent Nos.1 and 2(a to c & e) accords his no objection to the application being allowed.
5. Accordingly, the present application is allowed and the LRs of deceased appellant No.2, as mentioned in para 3 of the application, are brought on record. The details of LRs of deceased appellant No.2 are as under:-

**Mani Ram Saini (son)
Ram Kumar Saini (son)
Sant Kumar Saini (son)
Ram Kishan (son)
Jai Pal Singh (son)
Indrawati (daughter)
Kalawati (daughter)**

6. Application stands disposed of.

CM APPL.34637/2019 (u/O 22 Rule 4 CPC for bringing on record the LRs of deceased respondent No.2)

7. This is an application under Order 22 Rule 4 CPC for bringing on record the LRs of deceased respondent No.2-Sh. Dhani Ram, who is stated to have expired on 30.05.2019.



8. Learned counsel appearing on behalf of respondent Nos.1 and 2(a to c & e) accords his no objection to the application being allowed.
9. Accordingly, the present application is allowed and the LR's of deceased respondent No.2, as mentioned in para 3 of the application, are brought on record. The details of LR's of deceased respondent No.2 are as under:-

Smt. Santosh Devi (wife)
Ms. Vidya Devi (daughter)
Sh. Umesh Kumar Saini (son)
Ms. Anjana Devi (daughter)
Sh. Hemant Saini (son)

10. Application stands disposed of.

CM APPL.45294/2021 (moved by appellant u/O 22 Rule 4 CPC for bringing on record the LR's of deceased respondent No.32)

11. This is an application under Order 22 Rule 4 CPC for bringing on record the LR's of deceased respondent No.32- Sh. Jawahar Singh, who is stated to have expired on 24.09.2021.
12. Learned counsel appearing on behalf of respondent Nos.1 and 2(a to c & e) accords his no objection to the application being allowed.
13. Accordingly, the present application is allowed and the LR's of deceased respondent No.32, as mentioned in para 3 of the application, are brought on record. The details of



LRs of deceased respondent No.32 are as under:-

Smt. Rani Devi (wife)
Sh. Madan Saini (son)
Sh. Pradeep Saini (son)
Ms. Reena Saini (daughter)

14. Application stands disposed of.

CM APPL.3956/2022 (u/O 22 Rule 4 CPC for bringing on record the LRs of deceased respondent No.47)

15. This is an application under Order 22 Rule 4 CPC for bringing on record the LRs of deceased respondent No.47- Sh. Raghubir Singh, who is stated to have expired on 13.12.2021.

16. Learned counsel appearing on behalf of respondent Nos.1 and 2(a to c & e) accords his no objection to the application being allowed.

17. Accordingly, the present application is allowed and the LRs of deceased respondent No.47, as mentioned in para 3 of the application, are brought on record. The details of LRs of deceased respondent No.47 are as under:-

Mrs. Kamla (wife)
Ms. Rajbala (daughter)
Sh. Rajesh (son)
Sh. Rakesh (son)

18. Application stands disposed of.



CM APPL.47132/2022 (delay in filing CM APPL.47131/2022).

19.This is an application seeking condonation of delay of 317 days in filing the application under Order 22 Rule 4 CPC.

20.Learned counsel appearing on behalf of respondent Nos.1 and 2(a to c & e) accords his no objection to the application being allowed.

21.Accordingly, the delay of 317 days is condoned in moving the application under Order 22 Rule 4 CPC.

22.Application stands disposed of.

CM APPL.47131/2022 (u/O 22 Rule 4 CPC for bringing on record the LR's of deceased respondent No.46)

23.This is an application under Order 22 Rule 4 CPC for bringing on record the LR's of deceased respondent No.46-Sh. Balbir Singh, who is stated to have expired on 27.03.2023.

24.Learned counsel appearing on behalf of respondent Nos.1 and 2(a to c & e) accords his no objection to the application being allowed.

25.Accordingly, the present application is allowed and the LR's of deceased respondent No.46 as mentioned in para 3 of the application, are brought on record. The details of LR's of deceased respondent No.46 are as under:-

**Mrs. Krishna (wife)
Sh. Sunil Kumar (son)
Ms. Sunita (daughter)**



26.Application stands disposed of.

RFA 521/2018, CM APPL.42903/2022 (moved by proposed LRs of R-13 u/O 22 Rule 4 CPC for bringing them on record in place of deceased respondent No.13), CM APPL.42904/2022 (delay) & CM APPL.19788/2022 (moved by appellant u/O 22 Rule 4 CPC for bringing on record the LRs of deceased respondent No.58)

27.Since respondent No.13 stands deleted vide Order dated 27.08.2019, learned counsel for the appellant will take necessary steps to have the said order modified with respect to respondent No.13.

28.Amended memo of parties be filed within two weeks.

29.Re-notify on 07.02.2025.

REGISTRAR

JANUARY 13, 2025

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