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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 2658/2012

MRIDUL SETH

..... Plaintiff

Through: Mr. Lalit Gupta, Mr. Priyansh
Jain & Ms. Ishita Nautiyal,
Advs.

versus

DR MALVICA SETH & ANR

..... Defendant

Through: Mr. Prashant Gaur, Adv.
(appeared through VC)

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)**

ORDER
05.11.2024

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**IA No. 977/2024 (under Order XXII Rule 2 and 4 CPC
by plaintiff)**

1. Reply to the captioned IA has already been filed on behalf of the defendant no.1.
2. Arguments heard. Record perused.
3. It is averred in the captioned IA that the defendant no.2/Mrs. Sarla Seth passed away on 17/12/2023 leaving behind the following legal heirs i.e.
 - (i) Dr. Mridul Seth – son [already plaintiff] &
 - (ii) Dr. Malvica Seth – daughter [already defendant no.1]
4. The captioned IA has been filed on behalf of the plaintiff on 11/01/2024. The same has been filed within



the stipulated period of limitation.

5. Since the LRs of defendant no.2 are already parties to the present suit as plaintiff and defendant no.1, the factum of death of defendant no.2 is taken on record.
6. In view thereof, the captioned IA is allowed.
7. Let amended memo of parties, if not filed earlier, be filed within two weeks.
8. IA stands disposed of.

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9. The matter is at the stage of plaintiff's evidence.
10. Re-notify the matter for PE on 22nd January, 2025.

MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)
NOVEMBER 5, 2024/nk
Click here to check corrigendum, if any