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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 330/2018

ASHOK KUMAR

..... Plaintiff

Through: Mr. Rajiv Raheja, Adv.
(appeared through VC)

versus

MUNNI DEVI (SINCE DECEASED) THROUGH L.RS
AND ANR.

..... Defendant

Through: Mr. Sandeep Sharma, Adv. for
D-3

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)

% **ORDER**
07.11.2024

CS(OS) 330/2018

1. Vide order dated 23/07/2024, the Hon'ble Court has framed issues in the present matter and placed this matter before the Court of Joint Registrar (Judicial) for recording of evidence.
2. Applications for impleadment of proposed LR of plaintiff no.4 (a) and setting aside abatement are pending for consideration.

I.A.No.42227/2024 (under Section 5 of Limitation Act seeking condonation of delay in filing application under Order XXII Rule 3 CPC)

I.A.No.42228/2024 (under Order XXII Rule 3 r/w Section 151 CPC filed on behalf of proposed legal heirs of late Smt. Dropati Ratawal i.e. plaintiff no.4 (a)



seeking permission to file them on record) &

**I.A.No.42233/2024 (under Order XXII Rule 9 r/w
Section 151 CPC for setting aside the abatement)**

3. No reply to the captioned IAs has been filed.
4. Learned counsel for defendant no.3 submits that there is delay of more than 6 years in moving the captioned IAs on behalf of the plaintiffs for impleadment of LR of plaintiff no.4 (a) and the suit has already been abated qua plaintiff no.4 (a) and in view of the same, captioned IAs is to be decided by the Hon'ble Court.
5. Learned counsel for plaintiffs submits that he has no objection, if the captioned IAs are placed before the Hon'ble Court.
6. In view of the joint request made by learned counsels for the parties, list the matter before the Hon'ble Court for further directions on **12th December, 2024.**

MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)
NOVEMBER 11, 2024/nk
Click here to check corrigendum, if any