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

+ CS(OS) 437/2018

KARN LUTHRA

..... Plaintiff

Through: Mr.Rajiv Dewan, Mr. Manoj
Kumar, Mr. Angad Singh & Ms.
Hema Tuli , Advs.

versus

SH. M.K. SUBBA

..... Defendant

Through: Mr. Manish Srivastava & Mr.
Hardik Vashisht, Advs. for D-1
(b)
Mr. Arjun Malik, Ms. Aarohi
Malik & Mr. Kharanshu Rana,
Advs. For D-1 (c)
Mr. Kunal Sabharwal, Mr
Deepak Mahajan, Ms. Prarthana
Duggal & Mr. Raghav Mittal,
Advs. for D-1 (d), (e) & (f)

CORAM:

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

ORDER

11.12.2024

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**I.A.No.42175/2024 (under Order XXII Rule 3 r/w
Section 151 CPC for substitution of LR's of plaintiff)**

1. As per office note, learned counsel for defendant no.1
(a) has been served.
2. Learned counsels appearing on behalf of the LR's of
defendant submit that they have no objection, if the
captioned IA is allowed.
3. It is averred in the captioned IA that the plaintiff passed
away on 23/08/2024 leaving behind the following legal
heirs i.e.
(i) Smt. Neena Luthra - Wife



- (ii) Sh. Mohit Luthra - son
- (iii) Sh. Sahil Luthra - son &
- (iv) Ms. Preeti - daughter

4. The captioned IA has been filed on behalf of LR's of the plaintiff on 09/10/2024. The same has been filed within the stipulated period of limitation.
5. After the death of the plaintiff, right to sue survives in favour of the LR's of plaintiff and against the defendants.
6. In view thereof, the captioned IA is allowed. LR's of plaintiff are brought on record.
7. Let amended memo of parties, if not filed earlier, be filed within two weeks.
8. IA stands disposed of.

I.A. 30532/2024 [under Section 151 CPC filed by applicant/Defendant no.1(c)] &
I.A. 30533/2024 (Application u/O VIII Rule 1 CPC filed by defendant no.1(c))

9. Learned counsel for plaintiff seeks time to file reply to the captioned IAs.
10. Let reply be filed within four weeks with advance copy to the opposite side.
11. Rejoinder, if any, be filed within two weeks thereafter.
12. Re-notify the matter for completion of pleadings and consideration on the captioned IAs on **06th March, 2025.**

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