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

+ CS(OS) 1822/2015; IA No. 12645/2015 (under Order XXXIX Rule 1 & 2 CPC) & IA No. 12646/2015 (under Order XI Rule 14 CPC r/w Section 151 CPC)

MEGH SHYAM SHARMA & ORSPlaintiff
Through: Ms. Kajal Sharma & Mr.Sonal Jain, Advs.
P-1 in person (appeared through VC)

versus

VINOD KUMAR SHARMA & ORSDefendant
Through: Mr. Siddharth Aggarwal, Adv.
for D-1, 3 &4 with D-1 in person.
Right of D-5 to file WS closed vide order dated 08.08.2016
Right of D-2 (i), (ii) and (iii) to file WS closed vide order dated 20.12.2016

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

ORDER
28.10.2024

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I.A.No.36132/2024 (under Order XXII Rule 2 CPC filed by the plaintiffs)

1. No reply to the captioned IA has been filed on behalf of the defendant no.1, 3 & 4.
2. Learned counsel for the defendant nos.1, 3 & 4 submits that he has no objection, if the captioned IA is allowed.
3. It is averred in the captioned IA that the plaintiff no.2/Mr. Amit Sharma passed away on 20/01/2024. It is further averred that the plaintiff no.2 was unmarried and leaving



behind his father being his sole LR, who is already plaintiff no.1 in the present matter.

4. Heard. Record perused.
5. In view of the averments made in the captioned IA and also in view of the no objection furnished by learned counsel for the defendant nos.1, 3 & 4, the captioned IA is allowed and the factum of death of plaintiff no.2 is taken on record. Amended memo of parties filed along with the captioned IA is taken on record.
6. IA stands disposed of.

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7. Matter is at the stage of cross-examination of PW-1.
8. Learned counsel for plaintiffs seeks adjournment on the ground that PW-1 has joined the court proceedings through video conference and not able to appear physically for his cross-examination. Not opposed. Adjournment is granted.
9. Re-notify the matter for cross-examination of PW-1/further proceedings on **06th February, 2025.**

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

OCTOBER 28, 2024/nk

Click here to check corrigendum, if any