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

+ CS(OS) 3410/2015  
SH PREMNATH BAJAJ & ANOTHER

..... Plaintiff

Through: Mr. Sunil Kalra, Adv. (appeared  
through VC) & Mr. Arjun Sain,  
Adv. (Mobile No.9958961572)

versus

SMT RAJ RANI BAJAJ & OTHERS

..... Defendant

Through: None for D-1 & 2  
Right of D-3 to file WS closed  
vide order dated 13/04/2018

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

**ORDER**

**13.01.2023**

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**I.A.No.24780/2015 (under Order XXXIX Rule 1 & 2  
CPC)**

1. Reply to the captioned IA has already been filed by the defendant no.1, 2 & 4.
2. Rejoinder to the reply of defendant no.1 & 2 has been filed by the plaintiff.

**I.A.No.12847/20116 (under Order VII Rule 11 CPC  
filed by the defendant no.1 & 2)**

1. Pleadings are complete.

**IA No.4861/2022 (Application filed on behalf of  
proposed LRs of deceased plaintiff no -2 u/o XXII Rule  
3 read with 151 CPC for impleading legal heirs of  
deceased plaintiff no -2 as LRs on record)**

**IA No.4863/2022 (Application filed on behalf of  
proposed LRs of deceased plaintiff no -2 u/o XXII Rule**



**9 read with Section 151 CPC for setting aside of abatement of present suit)**

**IA No.4865/2022 (Application filed on behalf of proposed LRs of deceased plaintiff no-2 under Section 5 of the Limitation Act r/w 151 CPC, for condonation of delay of 527 days for filing the application under Order XXII Rule 9 CPC)**

**IA No.4867/2022 (Application filed on behalf of purposed LRs of deceased Plaintiff No.-2 under Section 5 of the Limitation Act r/w Section 151 CPC, for condonation of delay of 557 days for filling the application under Order XXII Rule 3 CPC)**

1. As per office note, E-vakalatnama filed vide diary no.45221 dated 11/01/2023 and E-documents filed vide diary no.46321 dated 11/01/2023 have been returned under objection.
2. As per office note for 12/10/2022, nothing fresh has been filed.
3. There is no appearance on behalf of defendant no.1 & 2.
4. Reply not filed.
5. Re-notify the matter for further proceedings on **28<sup>th</sup> February, 2023.**

**I.A.No.672/2023 (under Order XXII Rule 3 CPC filed on behalf proposed LRs of deceased (Mr. Sunny Bajaj) one of legal heirs of deceased plaintiff no.2)**

6. Learned counsel for plaintiff no.2 submits that plaintiff no.2 has passed away and he has moved an application for impleading LRs of plaintiff no.2 however one of the legal heirs of plaintiff no.2 namely, Mr. Sunny Bajaj has also passed away and he has moved the captioned IA for impleading LRs of Mr. Sunny Bajaj. Learned



counsel for plaintiff no. 2 further submits that he is also representing all the legal heirs of deceased Mr. Sunny Bajaj.

7. Issue notice of the captioned IA to the defendants through counsel, by all permissible modes, returnable for **28<sup>th</sup> February, 2023**. Steps be taken within a week.

**MANISH SHARMA, (DHJS)**  
**JOINT REGISTRAR (JUDICIAL)**  
**JANUARY 13, 2023/nk**  
*[Click here to check corrigendum, if any](#)*