

LAC Vs. Dropti (deceased) through LRs

RFA No. 183 of 2007

16.11.2022 **Present:** Ms.Seema Sharma, Deputy Advocate General, for the appellants.

Ms.Ritu, Advocate, vice Mr.Mohan Singh, Advocate, for respondents No. 1(a)(iv), 1(b)(ii), 1(b)(iii), 1(b)(v), 1(b)(vi), 1(b)(vi), 1(b)(vii), 1(b)(vii), 1(b)(ix), 1(b)(x), 1(b)(xi), 1(b)(xi), 1(b)(xii), 1(b)(xii), 1(b)(xiii), 1(b)(xiv) and 1(b)(xvi).

Mr.Rakesh Kumar Thakur, Advocate, vice Mr.Pratap Singh Goverdhan, Advocate, for respondents no. 2(a), 2(c) and 4(d).

Mr.Anirudh Sharma, Advocate, for respondents No. 11(a)(i) to 11(a)(v).

None for respondents No. 2(b) and 2(d), though represented by Mr.Sumeet Raj Sharma, Advocate.

CMP (M) Nos. 1466 and 1467 of 2022

These applications have been filed for substitution of deceased respondent No. 1(a)(i) Balbir through his legal heirs mentioned in para 4 of CMP(M) No. 1466 of 2022, who are wife and daughter of deceased Balbir. Copy of Parivar Register has been placed on record to substantiate that there is no other class-1 legal heir of Balbir. Copy of death certificate has also been placed on record.

No objection has been communicated for allowing the applications.

In the aforesaid circumstances, respondent No. 1(a)(i) Balbir is permitted to be substituted through his legal heirs as respondents 1(a)(i)(a) Bimla and 1(a)(i)(b) Upasna,

respectively, after condonation of delay and setting aside abatement, if any.

The application stand disposed of.

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Though, objections in applications filed for substitution of respondent No. 1(a)(i) have been removed, however, objections in applications filed with respect to deceased respondents No. 1(a)(v) and 1(b)(vi) have not been removed and the said applications are lying in Scrutiny Section as reported by the Registry. Objections be removed well before next date of hearing, failing which appeal may be dismissed for non prosecution.

Steps for service of newly added respondents No. 1(a)(i)(a) and 1(a)(i)(b) be taken with two weeks.

List after two weeks.

**(Vivek Singh Thakur),
Judge.**

16th November, 2022
(Keshav)