

RFA No. 183 of 2007

15.07.2019 Present: Mr. S.C. Sharma, and Mr. Desh Raj Thakur, Additional Advocate General with Mr. R.P.Singh, Deputy Advocate General, for the appellant.

Mr. Rakesh Thakur Advocate vice Mr.P.S. Goverdhan, Advocate, for respondents No.2(a), 2(c) and 4(d).

Ms. Ritu Sharma, Advocate for respondents No. 2(b) and 2(d).

None for respondents No. 3, 5(a) to 5(e) and respondent No. 10 Mani Ram, 11(b) to 11(d).

Name of respondent No. 9 Fullo stands deleted vide order dated 31.10.2007.

CMP(M) Nos. 1045 and 1047 of 2019

Proposed respondents, who are legal heirs of deceased respondent 7 Smt. Bhagwati, were already on record as respondents No. 4(b) to 4(d) as legal heirs of deceased respondent No. 4 Badri and at that time, it was found that Smt. Uma Devi, proposed respondent No.4(c) had also expired and her legal heirs as respondents No. 4(c)(i), 4(c)(ii-a), 4(c)(ii-b) and 4(c)(iii) were brought on record.

Therefore, these applications are also allowed and disposed of with a direction that names of proposed respondents/legal heirs of deceased respondent No.7 shall be reflected in the cause title against the name of respondent No.7 showing him as deleted with note that her estate is duly represented by respondents No.4(a), 4(b), 4(c)(i), 4(c)(ii-a), 4(c)(ii-b) and 4(c)(iii), who are already on record. These applications are disposed of with aforesaid directions.

CMP(M) No. 1048 and 1049 of 2019

No reply is intended to be filed. For the reasons stated in application, CMP(M) No. 1049 of 2019, legal heirs of deceased

respondent No. 11(a) Rajesh Kumar, mentioned in para 4 of application, CMP(M) No. 1048 of 2019, are ordered to be brought on record as respondents No. 11(a)(i), 11(a)(ii), 11(a)(iii), 11(a)(iv) and 11(a)(v) after the condonation of delay and setting aside the abatement, if any. Applications stand disposed of.

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Notice to newly added respondents No. 11(a)(i) to 11(a)(v), returnable within four weeks on taking steps within two weeks, be issued.

Steps for service of respondents No. 1(a)(i) to 1(a)(v) and respondents No. 1(b)(i) to 1(b)(xvi) have also not been taken. Be taken within two weeks positively. On taking such steps, notices returnable within four weeks to these respondents be also issued.

July 15, 2019
(ms)

(Vivek Singh Thakur)
Judge