

RSA No. 157 of 2007

25.09.2018 Present: Mr. Rajnish K. Lal, Advocate, for the appellant (now stated to have died)-applicants.

Ms. Rubeena Bhatt, Advocate, vice counsel for respondents No. 1 to 22, 24 to 27, 29, 30.

Respondents No. 23 & 28, 31 to 34, not present though served.

CMP No. 1364 of 2017

The present application is maintained by the applicants under Order 22 Rule 3 (9) read with Section 151 of CPC, for bringing on record the heirs and legal representatives of Shri Dev Raj, sole appellant who died on 02.09.2017. As per applicants, right to sue survive in their favour as they are the legal representatives of deceased Dev Raj, sole appellant

Reply to the application not filed nor intended to be filed. Application is duly supported with an affidavit.

Heard. After going through the contents of the application as well as death certificate, which is enclosed along with application and the averments as has come in the application and after going through the record, this Court finds that as cause to sue against the legal representatives of the deceased appellant Dev Raj still persist to the applicants, the abatement, if any, is

set aside and the legal representatives, as mentioned in para-2 of the application, are ordered to be brought on record. Application stands disposed of.

CMP No. 1953 of 2018

The present application is maintained by the applicants under Section 151 CPC for permission to serve the notices on the respondents through the counsels. As the respondents are already served, the present application is not pressed as has become infructuous, and as such, the same is dismissed.

RSA No. 157 of 2007

Amended memo is stated to be already on record along with the application. Now, list for hearing immediately after three weeks.

(Chander Bhusan Barowalia)
Judge

September 25, 2018
(reena)