

**M/s Sethi Enterprises & others vs. M.D.
Enterprises**

RSA No. 91 of 2019

7.11.2025 Present:

Mr. Vaibhav Tanwar, Advocate for appellants No.1 and 2.
Appellant No.3 is stated to have expired.
Mr. Anand Sharma-II, Advocate, for the respondent.

CMP(M) Nos. 1744 & 1745 of 2025

No reply is intended to be filed on behalf of the non-applicant. Non-applicant has no objections, if in case, the application is allowed and the legal heirs of deceased appellant No.3 are ordered to be brought on record.

Heard counsel for the parties. Perused the application.

Appellant No.3 is stated to have died on 12.09.2021. The same is evident from the death certificate appended alongwith CMP(M) No. 1745 of 2025. The right to sue survives in the legal heirs of deceased appellant No.3, details whereof have been given in para 3 of CMP(M) No. 1745 of 2025.

For the sufficient cause shown in CMP(M) No. 1744 of 2025, delay in bringing on record the legal heirs of deceased appellant No.3 is condoned. Abatement, if any, is set aside.

Other than the aforesaid, for the reasons stated in the CMP(M) No. 1745 of 2025, the same is allowed and the legal heirs of deceased appellant No.3 are ordered to be brought on record as appellants No. 3(a) to 3(c). Fresh amended memo of parties be filed within a period of two weeks.

Applications stand disposed of.

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List after two weeks.

**(Bipin C. Negi)
Judge**

7th November, 2025
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