

Hari Dass vs. Chhergu

RSA No.224 of 2009

19.04.2022

Present: Mr.Romesh Verma, Advocate, for the appellant.

Mr.Karan Sharma, Advocate, for proposed respondents No.1(a) and 1(b).

None for proposed respondents No.1(c) and 1(d).

CMP(M) No.1213 of 2021

This application has been filed for bringing on record legal heirs of sole deceased respondent Chhergu, who has expired on 22.09.2021. Death certificate has been placed on record with this application.

Proposed respondents are duly served, but only proposed respondents No.1(a) and 1(b) have chosen to be represented and are being represented by Mr.Karan Sharma, Advocate.

Proposed respondents No.1(c) and 1(d) stand duly served, but they have not chosen to be represented. Hence, they are proceeded *ex parte*.

It has been submitted by learned counsel for the parties that Chhergu had three natural legal heirs i.e. his wife Sunehru, daughter Bhagmani and son Kamal, but son Kamal has predeceased respondent-Chhergu, therefore, Kamal's legal heirs i.e. his wife Shanta and son Vijay Singh, who have been proposed to be brought on record as respondents No.1(c) and 1(d) are surviving legal heirs of deceased Chhergu alongwith wife and daughter of Chhergu.

It has further been submitted that there is no other legal heir of deceased Chhergu.

In aforesaid facts and circumstances, proposed respondents are permitted to be brought on record as respondents No.1(a) to 1(d) respectively.

Application is allowed and disposed of.

CMP No.4311 of 2022

Copy of this application be supplied to learned counsel appearing for non-applicants/respondents No.1(a) and 1(b).

Learned counsel for the non-applicants/respondents No.1(a) and 1(b) is directed to have instructions and to file reply, if any, within two weeks.

List for consideration on 27.04.2022.

(Vivek Singh Thakur)  
Judge

April 19, 2022  
(Purohit)