

**Ramesh Chand vs. Ram Dei and others**

**RSA No. 484/2000**

**30.04.2025 Present:**

Mr. S.D. Gill, Advocate, for the petitioner.

Mr. K.D. Sood, Sr. Advocate, with Mr. Vivek Thakur, Advocate, for respondents No. 1(a), 1(b), 2, 3 and 6(a) to 6(c).

**RSA No. 484/2000**

On taking steps within three days, issue notice to the legal heirs of deceased respondent No.7(a), returnable within four weeks.

**CMP(M) No. 1464 of 2023**

In terms of order dated 10.03.2025, service by way of publication in the "Dainik Jagran" Roorkee Edition of Uttarakhand was made on 30.04.2025. Despite the same, none has put in appearance on behalf of respondent No.7(a)(i) to 7(a)(iii), hence, they are proceeded against ex parte.

No reply is intended to be filed on behalf of the non-applicants. Despite service through publication, none has put in appearance on behalf of legal heirs of respondent No.7(a). Non-applicants have no objections, if in case, the application is allowed and the legal heirs of deceased respondent No.7(a) are ordered to be brought on record. Respondent No.7(a) is stated to have died in the year 2021. The right to sue survives in the said legal heirs, details whereof have been given in para 4 of the application.

For the sufficient cause shown in the application, delay in bringing on record the legal heirs of deceased respondent No.7(a) is condoned. Abatement, if any, is set aside. Since the right to sue survives in the said legal heirs, therefore, the application is allowed. Legal heirs mentioned in para 4 of the application are ordered to be brought on record. Amended memo filed alongwith the present application is ordered to be taken on record. The application stands disposed of.

**(Bipin C. Negi)**  
**Judge**

April 30, 2025  
tarun