

**RFA No. 138 of 2009 along with  
RFA Nos. 139 to 144 of 2009**

**RFA No. 138 of 2009**

28.06.2022 Present: Mr. Ajay Kumar, Sr. Advocate with Mr. Rohit, Advocate vice Mr. Gautam Sood, Advocate, for the appellant.

Ms. Devyani Sharma, Advocate for all private respondents, except respondent No.5.

Ms. Rameeta Rahi, Additional Advocate General, for respondents No. 18 and 19.

Respondent No.5 is stated to have expired.

**RFA No. 139 of 2009**

Mr. Ajay Kumar, Sr. Advocate with Mr. Rohit Advocate vice Mr. Gautam Sood, Advocate for the appellant.

Ms. Devyani Sharma, Advocate, for respondents No. 1 to 3, 5(a), 5(b) (i ) to 5 (b) (iii), 6 (a) to 6(e), 6(g), 6(h) and 7.

Respondent 6 (f) is stated to have expired.

Ms. Rameeta Rahi, Additional Advocate General, for respondents No. 8 and 9.

**RFA No. 140 of 2009**

Mr. Ajay Kumar, Sr. Advocate with Mr. Rohit, Advocate vice Mr. Gautam Sood, Advocate for the appellant.

Ms. Devyani Sharma, Advocate, for respondents No. 1, 2 (a) to (d), 3 and 4.

Ms. Rameeta Rahi, Additional Advocate General, for respondents No. 5 and 6.

**RFA No. 141 of 2009**

Mr. Ajay Kumar, Sr. Advocate with Mr. Rohit Advocate vice Mr. Gautam Sood, Advocate, for the appellant.

Ms. Devyani Sharma, Advocate, for respondents No. 1(a)(i) to 1(a)(iv), respondents No. 3 and 4 (b) to 1(d).

Respondent No. 1(a)(v) is stated to have expired.

Ms. Rameeta Rahi, Additional Advocate General, for respondents No. 2 and 3.

**RFA No. 142 of 2009**

Mr. Ajay Kumar, Sr. Advocate with Mr. Rohit Advocate vice Mr. Gautam Sood, Advocate, for the appellant.

Ms. Devyani Sharma, Advocate, for respondents No.1 to 4.

Ms. Rameeta Rahi, Additional Advocate General, for respondents No. 5 and 6.

**RFA No. 143 of 2009**

Mr. Ajay Kumar, Sr. Advocate with Mr. Rohit, Advocate vice Mr. Gautam Sood, Advocate for the appellant.

Ms. Devyani Sharma, Advocate, for private respondents.

Ms. Rameeta Rahi, Additional Advocate General, for respondents No. 2 and 3.

**RFA No. 144 of 2009**

Mr. Ajay Kumar, Sr. Advocate with Mr. Rohit Advocate vice Mr. Gautam Sood, Advocate, for the appellant.

Ms. Devyani Sharma, Advocate, for respondents No.1, 2 and 4.

Respondent No.3 is stated to have expired.

Ms. Rameeta Rahi, Additional Advocate General, for respondents No. 5 and 6.

**CMP(M) No. 801 of 2022 in RFA No. 138 of 2009**

This application has been filed for substitution of deceased respondent No.5 Amro Devi through her legal heirs,

mentioned in para 2 of the application. Copy of death certificate of deceased respondent and copy of legal heir certificate have also been placed on record. Proposed respondents are in consonance with legal heir certificate of the deceased respondent.

No objection has been communicated on behalf of appearing respondents for allowing this application.

In aforesaid facts and circumstance, deceased respondent No.5 Amro Devi is permitted to be substituted through her legal heirs, mentioned in para 2 of the application as respondents No. 5 (a) to 5 (f) respectively, after condonation of delay and setting aside the abatement, if any. Application stands allowed and disposed of.

**RFA No. 138 of 2009**

Notice to newly added respondents No. 5 (a) to 5(f) returnable within four weeks, be issued, on taking steps within one week.

List after four weeks.

**CMP No. 8126 of 2022 in RFA No. 139 of 2009**

This application has been filed for correction of parentage of respondents No. 6 (b) to 6 (d) who have been shown as sons or daughter of Karam Chand instead of Atma Ram.

No objection has been communicated, on behalf of appearing respondents, for allowing this application.

Therefore, parentage of respondents No. 6 (b) to 6(d) is permitted to be corrected and they are reflected as children of late Sh. Atma Ram instead of Karam Chand. Necessary correction be carried out by the Registry in the record. Amended memo of parties filed with this application, be taken on record at appropriate place. Application stands disposed of.

**RFA No. 139 of 2009**

Power of attorney on behalf of respondents No. 5 (b) (i) to 5 (b) (iii) and 6 (a) to 6 (e), 6(g) and 6(h) stands filed. Service is complete. Respondent No.6 (f) Smt. Maya Devi is reported to be

dead. Consequential steps on account of death of respondent No.6 (f) Smt. Maya Devi, be taken within four weeks.

List along with connected matter i.e. RFA No. 138 of 2009.

**RFA No. 140 of 2009**

Service is complete. List for consideration along with **RFA No. 138 of 2009.**

**RFA No. 141 of 2009 & CMP No. 8109 of 2022**

This application has been filed for deletion of name of respondent No. 1 (a) (v) Smt. Kashmiro Devi on the ground that her legal heirs are already on record. This application has been filed under Order 22 Rule 2 CPC, however, Registry has not registered as a CMP(M). Registry to rectify its mistake by next date.

Ms. Divyani Sharma, learned counsel for the applicants seeks time to verify the details of legal heirs of deceased Smt. Kashmiro Devi.

**List for consideration along with RFA No. 138 of 2009.**

**RFA No. 142 of 2009 and RFA No. 143 of 2009**

List for consideration along with **RFA No. 138 of 2009.**

**CMP(M) No. 799/2022 in RFA No. 144/2009**

This application has been filed for substitution of deceased respondent No.3 Nirmal Singh through his legal heirs, mentioned in para 2 of the application. Copy of death certificate of deceased respondent and copy of legal heir certificate have also been placed on record. Proposed respondents are in consonance with legal heir certificate of the deceased respondent.

No objection has been communicated on behalf of appearing respondents for allowing this application.

In aforesaid facts and circumstance, deceased respondent No.3 Nirmal Singh is permitted to be substituted through her legal heirs, mentioned in para 2 of the application as respondents No. 3 (a) to 3 (c) respectively. After condonation of delay and setting aside the abatement, if any, application stands allowed and disposed of.

**RFA No. 144 of 2009**

Notice to newly added respondents No. 3 (a) to 3(c) returnable within four weeks, be issued, on taking steps within one week.

List for consideration along with **RFA No. 138 of 2009.**

**(Vivek Singh Thakur)**  
**Judge**

**June 28, 2022**  
(NKT)