

The Himachal Pradesh State Industrial Development Corporation Limited vs. Gian Chand & others and connected matters.

RFA No. 138 of 2009 alongwith RFA Nos.139 to 144

RFA No.138 of 2009

01.11.2022 Present: Mr.Ajay Kumar, Senior Advocate, alongwith Mr.Gautam Sood, Advocate, for the appellant.

Mr.Basant Pal Thakur, Advocate, vice Ms.Devyani Sharma, Advocate, for all private respondents, including respondents No.5(a) to 5(f).

Mr.Hemant Vaid, Additional Advocate General, for respondents No.18 and 19.

RFA No.139 of 2009

Mr.Ajay Kumar, Senior Advocate, alongwith Mr.Gautam Sood, Advocate, for the appellant.

Mr.Basant Pal Thakur, Advocate, vice 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 No.6(f) is stated to have expired.

Mr.Hemant Vaid, Additional Advocate General, for respondents No.8 and 9.

RFA No.140 of 2009

Mr.Ajay Kumar, Senior Advocate, alongwith Mr.Gautam Sood, Advocate, for the appellant.

Mr.Basant Pal Thakur, Advocate, vice Ms.Devyani Sharma, Advocate, for respondents No.1, 2(a) to 2(d), 3 and 4.

Mr.Hemant Vaid, Additional Advocate General, for respondents No.5 and 6.

RFA No.141 of 2009

Mr.Ajay Kumar, Senior Advocate, alongwith Mr.Gautam Sood, Advocate, for the appellant.

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

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

Mr.Hemant Vaid, Additional Advocate General, for respondents No.2 and 3.

RFA No.142 of 2009

Mr.Ajay Kumar, Senior Advocate, alongwith Mr.Gautam Sood, Advocate, for the appellant.

Mr.Basant Pal Thakur, Advocate, vice Ms.Devyani Sharma, Advocate, for respondents No.1 to 4.

Mr.Hemant Vaid, Additional Advocate General, for respondents No.5 and 6.

RFA No.143 of 2009

Mr.Ajay Kumar, Senior Advocate, alongwith Mr.Gautam Sood, Advocate, for the appellant.

Mr.Basant Pal Thakur, Advocate, vice Ms.Devyani Sharma, Advocate, for private respondents.

Mr.Hemant Vaid, Additional Advocate General, for respondents No.2 and 3.

RFA No.144 of 2009

Mr.Ajay Kumar, Senior Advocate, alongwith Mr.Gautam Sood, Advocate, for the appellant.

Mr.Basant Pal Thakur, Advocate, vice Ms.Devyani Sharma, Advocate, for respondents No.1, 2, 3(a) to 3(c) and 4.

Mr.Hemant Vaid, Additional Advocate General, for respondents No.5 and 6.

RFA No.138 of 2009

Respondents No.5(a) to 5(f) stand served and they are duly represented by the counsel.

List for hearing on 23.12.2022.

CMP(M) No.1407 of 2022 in RFA No.139 of 2009

This application has been filed for bringing on record legal heirs of deceased respondent No.6(f) Maya Devi, who has expired on 29.06.2020, leaving behind her legal heirs Ajmer Singh (husband), Harpreet Kaur, Rajbir Kaur (daughters), Charanjit Singh and Rajinder Singh (sons).

Copy of death certificate, legal heir certificate issued by Sarpanch Gram Panchayat Grangan, Block Kharar (Mohali) and

copy of affidavit of Ajmer Singh giving details of date of death and legal heirs of deceased Maya Devi.

No objection has been communicated for allowing the application.

Accordingly, legal heirs of deceased respondent No.6(f) Maya Devi are permitted to be brought on record as respondents No.6(f)(i) to 6f(v) respectively after condonation of delay and setting aside abatement, if any.

Application stands disposed of.

RFA No.139 of 2009

Amended memo filed with CMP(M) No.1407 of 2022 be taken on record at appropriate place.

Notice to newly added respondents No.6(f)(i) to 9f(v), returnable on 23.12.2022, on taking steps within three days, be issued.

CMP(M) No.904 of 2022 in RFA No.141 of 2022

This application has been filed for deletion of name of respondent No.1(a)(v) Kashmiro Devi on account of her death and on the ground that her legal heirs respondents No.1(a)(i) to 1(a)(iv) respectively are already on record. It has further been submitted that there is no other legal heir of deceased Kashmiro Devi.

No objection has been communicated for allowing the application.

Death certificate of Kashmiro Devi has been placed on record, indicating that she has expired on 18.05.2021.

In view of above, name of deceased respondent No.1(a)(v) Kashmiro Devi is ordered to be deleted.

Application stands disposed of.

RFA Nos.140, 141, 142, 143 & 144 of 2009

List for hearing alongwith RFA No.138 of 2009 on the
date already fixed.

(Vivek Singh Thakur)
Judge

November 1, 2022
(Purohit)