

**Dugla (deceased) through Lrs. Rahel Singh
& others vs. Bimti (deceased) through LRs.
Ankur Kumar and others.**

RSA No. 423 of 2002

08.08.2023 Present: Mr. Karan Veer Singh, Advocate, for the appellants.

Mr. Janesh Gupta, Advocate for respondents No. 1(a) to 1(d), 2 to 6 and 8 & 9.

Respondents No. 11 to 15, 17, 19 to 21 and 23 to 27 ex parte.

It was reported on 10th September, 2021 that respondent No.16(b)-Sunder Singh had expired. The appellants were directed to take steps for substitution of his legal representatives. The statutory period for bringing on record the legal representatives is 90 days. The effect of non-bringing on record the legal representatives after the expiry of statutory period is abatement. The abatement is automatic and does not require any order from the Court. Hence, the appeal has abated qua respondent No. 16(b). Let the file be put up for consideration, whether the appeal has abated as a whole or in part.

List on 24th August, 2023.

**(Rakesh Kainthla)
Judge**

August 08, 2023
(tarun)