

**Shamsher Singh (deceased) through LRs. & others vs. Ram Murti & others**

**RFA No.152 of 2010**

01.01.2024 Present: Ms. Amita Chandel, Advocate for the appellant.  
Mr. R.P. Singh, Advocate, for respondents No.1 and 2.

**CMP (M) No.1837/2023**

For the reasons stated in the application, the same is allowed and delay is condoned for bringing on record the legal representative of deceased appellant No.7.

The name of deceased appellant No.7, Kabul Singh, is ordered to be deleted from the array of the appellants. In place of the aforesaid deceased appellant, name of Smt. Saroj Bala, wife of deceased appellant No.7, Kabul Singh, is ordered to be transposed. Abatement, if any, is set aside. Application stands disposed of.

**CMP(M) No.1838/2023**

From a perusal of the application, it is evident that appellant No.11, Smt. Mohini Devi, had died on 0.4.05.2021, as is evident from the Death Certificate appended alongwith the application. Delay in bringing on record the legal representatives of deceased appellant No.11, is condoned. Abatement, if any, is set aside. Legal representatives, details whereof, have been given in prayer clause of the application, are ordered to be brought on record. Application stands disposed of.

**CMP(M) No.1839/2023**

From a perusal of the application, it is evident that deceased appellant No.16, Smt. Soma Devi has died on 10.04.2017, as is evident from the Death Certificate appended alongwith the application as Annexure A-1. From further perusal of the application, it is evident that the entire estate of deceased appellant No.16 is now survived by Shri Jatinder Pal on the basis of the Will. Copy of the Will and mutation made thereof has been placed on record.

In view of the aforesaid, application is allowed. Delay in bringing on record the legal representation is condoned. Abatement, if any, is set aside. Legal representative of deceased appellant No.16, detail whereof, have been given in paragraph-3 of the application, is ordered to be brought on record in place of deceased appellant No.16.

Application stands disposed of.

**CMP No.19673/2023**

The application is disposed of with a direction to the applicant/appellant to file true typed translation of the documents, in question, within a period of four weeks.

**CMP No.19672/2023**

For the reasons stated in the application, the same is allowed. The name of appellant No.6, Smt. Usha Devi, who had died on 22.06.2022, as is evident from the Death Certificate appended alongwith the application as Annexure A-1, is ordered to be deleted from the array of the appellants. Since her legal representatives are already on record as appellants No.9 and 10. Hence, her estate is duly represented by her two sons.

Application is allowed. Name of deceased appellant No.6, Smt. Usha Devi, is ordered to be deleted from the array of the appellants.

**CMP No.19674/2023**

From a perusal of the application, it is evident that deceased appellant No.25(a), Smt. Parmila Devi has died on 01.10.2016, as is evident from the Death Certificate appended alongwith the application as Annexure A-1. From further perusal of the application, it is evident that the entire estate of deceased appellant No.25(a) is now survived by her son, name Ram Kumar, who has already been arrayed as appellant/applicant No.25(a).

In view of the aforesaid, present application is allowed. Name of deceased appellant No.25(a), Smt.

Parmila Devi, is ordered to be deleted from the array of

the appellants as her estate is duly represented by her son, i.e., appellant No.25(b), Shri Ram Kumar.

Application stands disposed of.

**RFA No.152 of 2010**

Amended memo of parties be filed within four weeks. List thereafter.

**January 01, 2024** (KS)

**( Bipin C. Negi )  
Judge**