

**Nikka Ram (Deceased) through his LRs vs. Luder Chand (deceased)
through Ganga Devi & ors.**

RFA No.317 of 2008

31.05.2022 Present: Mr. T.S. Chauhan, Advocate, for the appellant.

Mr. Bimal Gupta, Senior Advocate with Ms. Rubeena Bhatt, Advocate, for respondent No.1.

Mr. Sudhir Bhatnagar and Mr. Narinder Guleria, Additional Advocate Generals, for the Local Commissioner.

CMP(M) No. 679 of 2022

By way of instant application filed under Order 22 Rule 3 and 9 CPC, prayer has been made on behalf of the applicant/appellant for bringing on record LRs of deceased appellant No.3, Kumari Oma Devi, who has expired on 26.05.2021, leaving behind her LRs, as detailed in para-2 of the application.

No reply is intended to be filed on behalf of the non-applicants/respondents.

Having carefully perused the averments contained in the application, which is duly supported with an affidavit, this Court finds that deceased appellant No.3, Kumari Oma Devi has expired on 26.05.2021 and as such, her LRs in whose favour right to sue exist, are required to be impleaded as party-appellants in her place.

Consequently, in view of the above, the present application is allowed and proposed LRs of deceased appellant No.3, Kumari Oma Devi, as detailed in para-2 of the application, are ordered to be substituted in her place, whose name is otherwise ordered to be deleted from the array of the parties. Registry to carry out necessary correction in the memo of parties on the basis of amended memo of parties to be filed by learned counsel representing the

applicants/appellants within a period of 10 days. Application stands disposed of.

CMP No.6591 of 2022

The application is disposed of with the direction that the applicants shall file the English translation of documents in issue within four weeks.

CMP No.7507 of 2015

Ms. Rubeena Bhatt, learned counsel, representing applicant/respondent No.1, prays for and is granted two weeks' time to take steps for the summoning the applicant's witnesses for a date to be fixed by Additional Registrar (Judicial).

RFA No.317 of 2008

Since, Mr. T.S. Chauhan, learned Advocate, has definite instructions to appear on behalf of newly impleaded appellants No.2(a) & 2(b), there is no necessity to issue notice.

**(Sandeep Sharma)
Judge**

31st May, 2022
(reena)