



Krishan Kumar and others vs. Med Ram & others

**RSA No. 607 of 2008**

**12.12.2025**

**Present:** Mr. Gurmeet Bhardwaj, Advocate, for the appellants.

Mr. Surender Verma, Advocate, for the respondents.

**CMP No. 30300 of 2025**

The present application has been filed by the applicant/appellant for deletion of name of deceased appellants Nos. 22 and 26 from the array of parties.

As per averments made in the application, legal representatives of deceased appellants Nos. 22 and 26 are already on record. Therefore, the present application is allowed and the names of deceased appellants Nos. 22 and 26 are ordered to be deleted from the array of parties.

Amended memo of parties, as prayed, be filed within a period of one week from today.

Application stands disposed off.

**CMP(M) No. 2212/2025 & CMP(M) No. 2213/25**

The present applications have been filed under Order 22 Rules 3 and 9 read with Section 151 CPC and under Section 5 of Limitation Act for condonation of delay in filing the application for



bringing on record the legal representatives of deceased appellant No.18, namely, Sh. Sunder Singh, who had expired on 13.02.2012 and for setting aside the abatement.

As per averments as made in the application, it has been submitted that factum of death of the deceased came to the knowledge of the counsel on 30.08.2024 and, thereafter, he wrote a letter to the surviving appellants to provide the death certificate as well as legal heirs certificate of deceased appellant No. 18.

Appellant No.12, namely, Sh. Govind Ram, informed the legal heirs of deceased appellant No. 18 with regard to the pendency of the present appeal and, thereafter, the necessary documents were obtained and in this process delay has been caused in filing the present application.

Deceased appellant No.18 had expired on 13.02.2012, which is clear from death certificate i.e. Annexure A-1.

Learned counsel for the non-applicants/ respondents has opposed the prayers as made by the applicant(s)/ appellant(s) in the applications.



In view of the averments as made in the applications and submissions as made by the learned counsel for the applicant(s)/appellant(s), the present applications are allowed and the legal representatives of deceased appellant No.18, namely, Sh. Sunder Singh, details whereof have been given in para 3 of the application i.e. CMP(M) No. 2212/2025, are ordered to be brought on record as appellants No.18 (i) to 18 (iv). Abatement, if any, is also set-aside.

Applications stand disposed off.

**CMP(M) No. 2214/2025 & CMP(M) No. 2215/25**

The present applications have been filed under Order 22 Rules 3 and 9 read with Section 151 CPC and under Section 5 of Limitation Act for condonation of delay in filing the application for bringing on record the legal representatives of deceased appellant No.23, namely, Sh. Roshan Lal, who had expired on 16.10.2015 and for setting aside the abatement.

As per averments as made in the application, it has been submitted that factum of death of the deceased came to the knowledge of the counsel on 30.08.2024 and, thereafter, he wrote a letter to the surviving appellants to provide the



death certificate as well as legal heirs certificate of deceased appellant No. 23.

Appellant No.12, namely, Sh. Govind Ram, informed the legal heirs of deceased appellant No. 23 with regard to the pendency of the present appeal and, thereafter, the necessary documents were obtained and in this process delay has been caused in filing the present application.

Deceased appellant No.23 had expired on 16.10.2015, which is clear from death certificate i.e. Annexure A-1.

Learned counsel for the non-applicants/ respondent has opposed the prayers as made by the applicant(s)/ appellant(s) in the applications.

Keeping in view the averments as made in the applications which are duly supported by affidavits and submissions as made by the learned counsel for the applicant(s)/appellant(s), the present applications are allowed and the legal representatives of deceased appellant No.23, namely, Sh. Roshan Lal, details whereof have been given in para 3 of the application i.e. CMP(M) No. 2214/2025, are ordered to be brought on record as appellants No. 23 (i) to 23 (iv). Abatement, if any, is also set-aside.



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Applications stand disposed off.

**RSA No. 607 of 2008**

Amended memo of parties, as prayed, be filed within a period of one week. List the matter for hearing in due course.

*December 12, 2025 (Nisha)*

**(Romesh Verma)  
Judge**