

Bhunger Ram Bhatia vs. Jagdish & Ors.

RFA No. 4030 of 2013

23.09.2024 Present:

Mr. Raju Ram Rahi, Advocate, for the appellant.

None for the respondents.

CMP No. 17440 of 2024

Vide order dated 27.07.2023 passed in CMP(M) Nos. 4 and 5 of 2023, after the death of respondent No.3 i.e. Durga Ram, his legal heirs were brought on record. As per the Pariwar Register attached alongwith the present application and the previous applications i.e. CMP(M) Nos.4 and 5 of 2023, it is evident that Durga Ram is survived by his son Madan Lal. Madan Lal has a wife named Nirmala Devi and his two sons named Hemant Kumar and Devender Kumar.

Inadvertently, the two grandsons Hemant Kumar and Devender Kumar were also impleaded as legal heirs of deceased Durga Ram vide order dated 27.07.2023. In fact, it is only the son namely Madan Kumar, who has to be brought on record and not the two grandsons namely Hemant Kumar and Devender Kumar.

In view thereof, the present application is allowed. The names of the grandsons i.e. Hemant Kumar and Devender Kumar are ordered to be deleted as having been inadvertently arrayed in pursuance to order dated 27.07.2023 passed in CMP(M) Nos. 4 and 5 of 2023. Amended memo filed alongwith the present application is placed on record. The application stands disposed of.

(Bipin C. Negi)
Judge

September 23, 2024
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