

Nikki Devi & anr.

Vs.

Shyam Verma & ors.

FAO No.470 of 2015

23.04.2026

Present: Ms. Dhanwanti Devi, Advocate, vice Mr. Lakshay Thakur, Advocate, for the appellants.

Mr. Arsh Chauhan, Advocate, for respondents No.1 & 2.

Mr. Jagdish Thakur, Advocate, for respondent No.3.

CMP(M) Nos.480 & 481 of 2026

The present applications under Order 22, Rules 3, 5 & 9 of Code of Civil Procedure (CPC) and Section 5 of the Limitation Act have been filed to bring on record the legal heirs of deceased appellant No.2 Gayaru Ram, after condonation of delay and setting aside the abatement.

2. As per the applicant/appellant No.1, appellant No.2 Gayaru Ram expired on 18.05.2025 during pendency of the appeal and has left behind his legal representatives, as mentioned in para-4 of the application [CMP(M) No.480 of 2026], who are required to be brought on record. The applications are duly supported with the affidavits of applicant/appellant No.1 as well as copy of death certificate of deceased appellant No.2 and legal heirs certificate.

3. No reply(ies) is/are intended to be filed to the applications.

4. Heard. Keeping in view the facts and circumstances of the case, the present applications are allowed and the legal heir of deceased appellant No.2-Gayaru Ram, as mentioned in para-4 of the application [CMP(M) No.480 of 2026] are ordered

to be brought on record, after setting aside the abatement, if any.
Amended memo of parties, annexed with the application
[CMP(M) No.480 of 2026], is ordered to be taken on record.

5. The applications stand disposed of.

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Since the appeal already stands admitted, list for
final hearing as per its own turn.

(Sushil Kukreja)
Judge

April 23, 2026
(V.Himalvi)