

RSA No. 527 of 2011.

02.12.2019 Present: Mr. Romesh Verma, Advocate, for the appellant.
Ms. Sonia Saini, Advocate, vice counsel for respondents No.1 to 7.

CMP No. 6857 of 2019.

Heard. It is averred on affidavit that the demise of co-respondent No.6(d), Mukesh Kumar occurring on 12.10.2013, hence, during the pendency of the instant appeal before this Court. Since, it is averred on affidavit that his estate is sufficiently represented by his legal heirs, who stand arrayed as co-respondent No.6(a), therefore, the prayer made in the extant application, for, his name being deleted from the array of respondent, is, allowed, and, the name of deceased co-respondent No.6(d), one Mukesh Kumar, is, ordered to be deleted from the array of co-respondents. The requisite corrections be made in the relevant records. Application stands disposed of.

CMP(M) No.1136 of 2019.

The demise of co-appellant No.1, one Ram, is, averred on affidavit, to, occur, during the pendency of the instant appeal, on, 19.11.2018. The requisite delay, as has occurred, in the institution of the extant application, is, sufficiently explained, through, an averment cast in paragraph No.2 and 6 of the extant application, and, thereupon, the apposite delay is condoned . Abatement, if any, is also set aside. Since, for the continuation of the instant appeal, the substitution of co-appellant No.1, one Mast Ram, by his legal representatives is imperative,

thereupon, his legal representatives as enumerated in paragraph No.3 of the extant application, are ordered to be substituted in his place. Applications stand disposed of.

The Registry is directed to carry out necessary corrections in the memo of parties as well as in the relevant record.

Since, Mr. Romesh Verma, learned counsel, has, under memo of appearance put in appearance, on behalf of the afore legal heirs of the deceased co-appellant No.1, hence, they are not required to be served. However, the learned counsel appearing for the legal heirs of the deceased co-appellant No.1, is, directed to within two weeks from today, file, a power of attorney on their behalf.

2nd December, 2019.
(jai)

(Sureshwar Thakur)
Judge.