

Jinia Ram Vs. State of HP & anr. a/w connected matter

RFA No.221 of 2017 & RFA No.193 of 2019

28.07.2026 Present: Mr. Amit Himalvi, Advocate, for the appellant in RFA No.221 of 2017 and for the respondent in RFA No.193 of 2019.

Mr. Manoj Chauhan, Additional Advocate General, for the respondents in RFA No.221 of 2017 and for the appellants in RFA No.193 of 2019.

CMP(M) Nos.1201 & 1202/2026 RFA No.193/2019

Mr. Amit Himalvi, Advocate, has put in appearance on behalf of the proposed legal representative of deceased sole respondent-Jinia Ram.

2. The present application under Order 22, Rules 4 & 9 read with Section 151 of CPC and Section 5 of the Limitation Act have been filed to bring on record the legal heirs of the deceased respondent-Jinia Ram, after condonation of delay and setting aside the abatement.

3. As per the applicants/appellants, sole respondent-Jinia Ram had expired during pendency of the appeal on 06.08.2025 and left behind his legal representative, as mentioned in para-4 of the application [CMP(M) No.1201 of 2026), who is required to be brought on record. The applications are duly supported by the affidavits of Er. Atul Jyoti, Superintending Engineer of the applicants/appellants, as

well as death and legal heirs certificate, Annexures A/I & A/II, respectively.

4. Heard. Keeping in view the facts and circumstances of the case, the present applications are allowed and the legal heir of deceased respondent-Jinia Ram, as mentioned in para-5 of the application {CMP(M) No.1201 of 2026}, is ordered to be brought on record, after setting aside the abatement, if any. Amended memo of parties filed alongwith the application {CMP(M) No.1201 of 2026} is ordered to be taken on record.

5. The applications stand disposed of.

RFA No.193 of 2019

6. Learned counsel for respondent No.1(a) prays for and is granted four weeks' time to file Power of Attorney. List thereafter alongwith RFA No.221 of 2017.

(Sushil Kukreja)
Judge

July 28, 2026
(V.Himalvi)