

**Balak Ram and others vs. Bhandaru and others a/w
connected matter**

RFA No. 170 of 2010 a/w RFA No. 473 of 2015

30.08.2024 Present: Mr. Virender Thakur, Advocate, for the appellant(s).

Mr. Nand Lal Chauhan, Advocate, for respondents No. 1 to 3, LRs of respondents No. 5(a) to 5(c) in RFA No. 170 of 2010 and respondents No. 4(a) to 4(c) in RFA No. 473 of 2015.

Respondent No.4 in RFA No. 170 of 2010 already proceeded against ex parte vide order dated 29.10.2010.

CMP(M) No 964 of 2024 in RFA No. 170 of 2010

Mr. Nand Lal Chauhan, Advocate has put in appearance on behalf of LRs No. 5(a) to 5(c). No reply is intended to be filed to this application. From the death certificate appended alongwith the application, it is evident that respondent No.5 had died on 24.03.2023. Since the right to sue inheres in the legal heirs of deceased respondent No.5, details whereof have been given in para 3 of the application and the same are in consonance with a legal heirs certificate appended alongwith the present application as Annexure A-2, therefore, the legal heirs are permitted to be impleaded as respondents No. 5(a) to 5(c). Delay in bringing on record the legal heirs is condoned for the bona fide/sufficient cause shown in the application. Abatement, if any, is set aside. Amended memo appended alongwith the application is ordered to be taken on record. The application stands disposed of.

CMP(M) No 965 of 2024 in RFA No. 473 of 2015

Mr. Nan Lal Thakur, Advocate has put in appearance on behalf of LRs No. 4(a) to 4(c). No reply is intended to be filed to this application. From the death certificate appended alongwith the application, it is evident that respondent No.4 had died on 24.03.2023. Since the right to sue inheres in the legal heirs of deceased respondent No.4, details whereof have been given in para 3 and the same are in consonance with a legal heirs certificate appended alongwith the present application as Annexure A-2, therefore, the legal heirs are permitted to be impleaded as respondents No. 4(a) to 4(c). Delay in bringing on record the legal heirs is condoned for the bona fide/sufficient cause shown in the application. Abatement, if any, is set aside. Amended memo appended alongwith the application is ordered to be taken on record. The application stands disposed of.

(Bipin C. Negi)
Judge

August 30, 2024
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