

**RFA No. 310 of 2015**

28.03.2018

Present: Mr. K.D. Sood, Senior Advocate, with Mr.  
Rajnish K. Lal, Advocate, for the appellant.  
Mr. Suneet Goel, Advocate, for the respondent.

**CMP No. 9770 of 2017**

By way of this application filed under Order 1 Rule 10 read with Section 151 of the Code of Civil Procedure, a prayer has been made for the deletion of name of respondent No. 1 from the array of respondents, who is stated to have died on 19.02.2017, on the ground that her legal representatives/legal heirs are already on record as appellant and respondent No. 2.

Learned counsel for the respondent submits that he has no objection in case this application is allowed.

Accordingly, taking into consideration the fact that the legal representatives of deceased respondent No. 1- Smt. Rameshwari Devi are already on record as appellant and respondent No. 2, this application is allowed and the name of deceased Rameshwari Devi is ordered to be deleted from the array of respondents. Amended memo of parties is ordered to be taken on record.

The application stands disposed of in above terms.

**CMP No. 9771 of 2017**

After hearing learned counsel for the parties, this application is disposed of by making the order, dated 01.12.2017 absolute, with further direction that as jointly

prayed for, the appeal be listed for final hearing on **25<sup>th</sup>**  
***April, 2017.***

**(Ajay Mohan Goel)**  
**Judge**

March 28, 2018  
*(bhupender)*

