

**Purshottam Singh (Deceased) through
LRs and Ors Vs. Punjab Singh**

**CMP No.16934 of 2024 in
RSA No.534 of 2011**

09.09.2025 Present: Mr. Divya Raj Singh, Advocate, for the appellants.

Sole respondent is stated to have expired.

**CMP No.16934/24 and CMP(M)
No.1411/24**

The aforesaid applications have been filed for restoration of the Regular Second Appeal, which was dismissed in default vide order dated 23.12.2022. In moving the application, for restoration (CMP No.16934/24), there is a delay, hence, an application (CMP(M) No.1411/24) under Section 5 of the Limitation Act has been preferred.

From a perusal of the cause title of both the applications, it is evident that sole respondent Sh. Punjab Singh has been arrayed as a party. In fact, the aforesaid depiction in the cause title is incorrect, as in the Regular Second Appeal bearing No.534 of 2011, which was dismissed in default on 23.12.2022, vide order dated 26.09.2018, the legal heirs of sole respondent i.e. respondents No.1(a) to 1(d) had been brought on record. Subsequent thereto, vide order dated 21.11.2018, the names of newly added respondents No.1(a) and 1(b) had been deleted, hence, in view thereof, only respondents

No.1(c) and 1(d) remained in the array of parties as respondents.

In view of the aforesaid, let a fresh amended memo of parties in both the present applications be filed. Needful be done within two days.

Steps for the service of respondents No.1(c) and 1(d) be taken within three days. On taking such steps issue notices to them, returnable within four weeks. List thereafter.

(Bipin C. Negi)
Judge

09th September, 2025
(Gaurav Rawat)