

**Bhesh Ram Mehta and others vs. Shiv Singh
(deceased) through LRs. and others**

Civil Revision No.51 of 2021

09.09.2025 Present: Mr. Pranjal Munjal, Advocate, vice Mr. Janesh Gupta,
Advocate, for the petitioner.

Respondents No.1(a) to 1(g) and 4(a) are ex parte.

Mr. Karun Negi, Advocate, for respondent No.2.

Mr. Shivank Singh Panta, Advocate, for proposed
respondents No.3(b) and 3(c) to 3(e).

CMP(M) No.1031 of 2024

After service of the proposed legal heirs of deceased
respondent No.3, i.e., LRs. No.3(a) and 3(c) to 3(e), Mr. Shivank
Singh Panta, learned Advocate has put in appearance and has
filed memo of appearance.

Despite service, none has put in appearance on behalf of
LR. No.3(b), hence, he is proceeded against *ex parte*.

No reply is intended to be filed on behalf of the non-
applicants. The non-applicants/legal heirs have no objection, if in
case, the application is allowed and the legal heirs of deceased
respondent No.3, are brought on record as is being sought in the
application.

Respondent No.3 is stated to have expired on 07.01.2022.
The same is evident from the Death Certificate appended along
with the present application as Annexure A-1. Deceased
respondent No.3 is survived by his legal heirs, details whereof,
have been given in Paragraph-2 of the present application.

Since the right to sue inheres/survives with the legal heirs of deceased respondent No.3, detailed in Paragraph-2 of the application, therefore, they are ordered to be brought on record.

For the *bona fide* reasons stated/sufficient cause shown in the application, delay in bringing on the legal heirs of deceased respondent No.3, is condoned and abatement, if any, is set aside.

The application stands disposed of. Amended memo of parties be filed within four weeks.

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On taking steps within three days, issue notice to the newly added respondent No.3(b), returnable within four weeks.

Power of attorney on behalf of newly added respondents No.3(a) and 3(c) to 3(e) be filed in the meanwhile.

September 9, 2025 (KS)

**(Bipin C. Negi)
Judge**