

***Uttam Ram @ Uttam Vs. Arti Sharma.***

**RSA No. 237 of 2021**

**4.11.2022 Present:** Mr.B.S. Attri, Advocate, for appellant No. 1.

Appellant No. 2 is stated to have expired.

Mr.Romesh Verma, Advocate, for the respondent.

**CMP (M) No. 921 of 2022**

This application has been filed for substitution of deceased appellant No. 2 Belu Ram, proposing to substitute him through his legal representatives/heirs Krishan Chand (son) and Begi Devi (wife).

The aforesaid two legal heirs/representatives are claiming their right on the basis of registered Will, copy whereof has been placed on record. However, in reply filed to the application, it has been pointed out that Belu Ram was having four sons, namely, Krishan Chand, Tharwan Lal, Ludar Chand and Hukam Chand. Further that Bubhneshwari, daughter of Belu Ram is also alive and, therefore, it has been stated that they are also legal heirs, apart from Krishan Chand and Begi Devi, who deserve to be brought on record.

Learned counsel for the appellant submits that as per instructions imparted to him, mutation of the suit property is likely to be attested on the basis of Will, for which all other legal heirs have no objections. Be that as it may. In the aforesaid circumstances, for want of consent of all other legal heirs,

notices are required to be issued to other legal heirs of deceased appellant No. 1 Belu Ram.

Therefore, notice be issued to other legal representatives, mentioned in para 2 of reply to the application at Sr. No. (b) to (g), respectively as (a) and (h) have filed present application.

Steps for that be taken within one week. On taking such steps, notice returnable on **23<sup>rd</sup> December, 2022**, be issued to said persons.

**(Vivek Singh Thakur),  
Judge.**

**4<sup>th</sup> November, 2022**  
(Keshav)