

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**  
**S.A. No.142 of 2003**  
**WITH**  
**I.A. No.4715 of 2022**

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|                       |      |      |      |             |
|-----------------------|------|------|------|-------------|
| Ranjit Kumar & Others | .... | .... | .... | Appellants  |
| Versus                |      |      |      |             |
| Mania Devi & Others   | .... | .... | .... | Respondents |

**CORAM: HON'BLE MR. JUSTICE GAUTAM KUMAR CHOUDHARY**

For the Appellants : Mr. Rajeev Ranjan Tiwary, Advocate  
For the Respondents : Mr. Arjun N. Deo, Advocate

**Order No.21 / Dated : 17.03.2022**

Heard learned counsel in I.A. No.4715 of 2022 which has been filed under Order XXII Rules 4 & 9 of the C.P.C. read with Section 5 of Limitation Act for condonation of delay in filing the instant substitution petition for substitution of legal heirs of respondent No.6-Prem Mistry who died on 28.11.2009 and the legal heirs are fully detailed in para 10 of the application.

The sole appellant who had filed the appeal, had died and substituted heirs were not aware about the death of respondent No.6 and only when application was preferred on their behalf regarding death, they came to know about it.

Learned counsel on behalf of respondents has no objection.

The delay in filing the substitution petition is condoned and I.A. No.4715 of 2022 for substitution, is allowed.

Office to incorporate the name of legal heirs in the cause title of memo of appeal.

Let this case be listed on 31.03.2023.

**(Gautam Kumar Choudhary, J.)**

Anit