

Bhim Lal Swarankar	...	...	Appellant
Versus			
Raj Rani Devi and others	...	...	Respondents

For the Appellant : Mr. Himanshu Kumar Mehta, Advocate
: Ms. Manjusri Patra, Advocate
: Mr. Vidhan Kumar Singh, Advocate
: Mr. Rishav Raj, Advocate
For the Respondents : Mr. Kundan Kumar Ambastha, Advocate

Learned counsel for the appellant is present.

2. The learned counsel for the respondent nos. 1, 3 to 5 are also present.
3. The learned counsel for the appellant has submitted that notice was issued vide order dated 15.01.2025 on the proposed legal heirs and successors of respondent no. 2. As per office note, the notice upon proposed legal heirs and successors of respondent no. 2 has been served either personally or through their close relatives. He submits that the notice be accepted as validly served and petition seeking substitution be allowed.
4. Considering the office note, the notice upon proposed legal heirs and successors of respondent no. 2 is accepted as valid.
5. The prayer for substitution has been made within time through I.A. No. 11614 of 2024.
6. Accordingly, ***I.A. No. 11614 of 2024 is hereby allowed.***
7. The learned counsel for the appellant is directed to delete the name of respondent no. 2 from the cause title and insert the name of his legal heirs and successors as mentioned in paragraph 5 of the interlocutory application.
8. The learned counsel has further submitted that notice upon respondent nos. 6,7, 11 to 14 and 17, 18 and 19 have been served either upon themselves or through their close relatives. He submits that the notice be accepted as validly served.

9. Considering the aforesaid submissions, the notice upon respondent nos. 6,7, 11 to 14 and 17, 18 and 19 is accepted as validly served.

10. The office note reveals that the service report of 8 and 9 has not been received and respondent no. 15 and 16 were shown out of station.

11. Counsel for the appellant is directed to take fresh steps for service of notice upon respondent nos. 8,9,15 and 16 through speed post for which requisites etc. be filed within a period of one week from today.

I.A. No. 7333 of 2025

12. Learned counsel for the respondent nos. 1, 3 to 5 prays for time to file reply to I.A. No. 7333 of 2025.

13. The learned counsel for the appellant is directed to serve a copy of the interlocutory application to the learned counsel for the respondents by tomorrow itself.

14. Post this case on 28.04.2026.

(Anubha Rawat Choudhary, J.)

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