

IN THE HIGH COURT OF JHARKHAND AT RANCHI
L.P.A No. 295 of 2012

Mutka Oraon	---	---	Appellant
	Versus		
State of Jharkhand & others	---	---	Respondents

With
L.P.A No. 258 of 2012

Mutka Oraon	---	---	Appellant
	Versus		
State of Jharkhnad & others	---	---	Respondent

With
L.P.A No. 367 of 2012

Seema Devi & others	---	---	Appellants
	Versus		
State of Jharkhand & others	---	---	Respondents

CORAM: Hon'ble Mr. Justice Aparesh Kumar Singh
Hon'ble Mr. Justice Kailash Prasad Deo

For the Appellants: M/s Manoj Kr. Tamboli, Advocate in LPA 295/12 & 258/12,
Pradip Gangodhyay, Advocate in LPA 367/12

For the Resp. No. 6: Mr. Sambit Nayak, Advocate

For the Resp-State: Mr. Sreenu Garapati, AC to SC (Mines)-II

22/ 10.12.2019 Apropos the order dated 31.07.2019. Appellant in both LPA Nos. 295/2012 & 258/2012 has, through Interlocutory Application No. 8162/2019 and 8516/2019, sought substitution of the deceased Respondent No. 10 / Respondent No. 6 in the respective appeals by his seven children – one son and six daughters – named at paragraph-7 of the respective interlocutory applications. In LPA No. 367/2012, I.A. No. 8528/2019 has been preferred for substitution of six daughters of the deceased Respondent No. 6, whereas his son Ravi Roshan has already been substituted by order dated 12.06.2017 passed in I.A. No. 4156/2017.

2. Learned counsel representing the substituted son of the deceased Respondent No. 6 in LPA No. 367/2012 does not dispute the fact that he has six sisters born out of his deceased father. He has supplied name of all the six sisters. According to the learned counsel representing the substituted Respondent No. 6, rest of the six sisters have transferred their right and title in his favour and would not be interested in contesting the appeals.

3. Be that as it may, it is not disputed that the deceased Respondent No. 10 / Respondent No. 6 in the respective appeals late Rabish Kumar Sinha died leaving behind one son and six daughters whose substitution is necessary to complete the party position. Accordingly, substitution applications (I.A. Nos. 8162/2019, 8516/2019 and 8528/2019) are allowed. Office to carry out substitution in the respective appeals in

the array of the parties.

4. Let notice be issued on all the six substituted daughters of the deceased Respondent No. 10 / Respondent No. 6 at the given address under ordinary process as well as registered cover with A/D, for which requisites be filed within one week after reopening of winter vacation, failing which these appeals shall stand dismissed without further reference to the Bench.

5. Rest of the interlocutory applications are not being pressed by the learned counsel for the appellants. As such, they are disposed of.

(Aparesh Kumar Singh, J)

(Kailash Prasad Deo, J)

Ranjeet/