

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Second Appeal No. 654 of 2015

Prakash Mahtha & Ors.

... .. **Appellants**

Versus

Sohagi Devi & Ors.

... .. **Respondents**

CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA

For the Appellants

: Mr. Jageshwar Mahto, Advocate

For the Respondents

: Mr. Nehru Mahto, Advocate

Order No. 14/ Dated: 10th July, 2025

I.A. No. 3355 of 2025 & 3357 of 2025:-

1. I.A. No. 3355 of 2025 has been filed on behalf of appellants for substitution of legal heirs/representatives of deceased respondent No.15 namely Biru Mahto along with I.A. No. 3357 of 2025 for condonation of delay in filing the aforesaid substitution petition.
2. Issue notice to the proposed legal heirs/representatives of deceased respondent No.15 namely Biru Mahto whose name has been mentioned in paragraph No.4 of I.A. No.3355 of 2025, under registered cover with A/D as well as through ordinary process for which requisites etc. must be filed by the appellants within two weeks.

I.A. Nos. 8801 of 2025 & 8810 of 2025:-

3. I.A. No. 8801 of 2025 has been filed for substitution of legal heirs/representatives of respondent Nos. 10, 16, 25 & 27 along with I.A. No. 8810 of 2025 for condonation of delay in filing the aforesaid substitution petition.
4. Issue notice to the proposed legal heirs/representatives of deceased respondent Nos. 10, 16, 25 & 27 under registered cover with A/D as well as through ordinary process for which requisites etc. must be filed by the appellants within two weeks.

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5. Learned counsel for the appellants further submits that respondent No.1(a) has also died.
6. Considering the said submission, learned counsel for respondents is directed to file an appropriate application for deletion of name of the

respondent No.1(a).

7. From office note dated 08.07.2025, it appears that the notices issued to the respondent Nos. 9, 19, 20, 22, 35, 40 & 45 on the given addresses but could not be served upon them as they were not found at that address.
8. Under the said circumstance, learned counsel for the appellants is directed to take steps for substituted service of notice upon the respondent Nos. 9, 19, 20, 22, 35, 40 & 45 through paper publication in a widely circulated news paper including Hindi and vernacular language, if any.
9. The appellants shall furnish the draft notice in the office within two weeks and after the same being verified, he will collect the same for its publication and thereafter, supplementary affidavit shall be filed enclosing therewith copy of paper publication.
10. List this case after receipt of service report.

(Pradeep Kumar Srivastava, J.)

Arpit/