

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**

**F. A. No. 216 of 2023**

Kaushal Singh and Ors. ... .. **Appellants**  
Versus  
The State of Jharkhand and Ors. ... .. **Respondents**

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**CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY**

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For the Appellant : Mr. Anil Kumar, Advocate  
For the Resp.No. 4 & 5 : Mr. Manoj Kumar, Advocate  
For the State : Mr. Krishna Kumar Bhatt, AC to SC-I

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**09/11.06.2025**

**I.A. No. 1277 of 2025**

1. Learned counsel for the appellant submits that this interlocutory application has been filed seeking to ignore the defect No.5 which is “*Plaintiff No.2(A) has not been made party in the instant case*”.

2. Learned counsel submits that plaintiff No.2 (A) expired on 12.09.2022 but this fact could not be brought to the notice of the concerned court and consequently his name continued. He submits that legal heirs and successors of plaintiff No. 2(A) are already on record as 2(b), 2(c), 2(d) and 2(e).

3. Learned counsel appearing on behalf of respondent No. 4 and 5 has no objection to the prayer for ignoring the defect.

4. The learned counsel for the State also does not have any objection.

5. Considering the aforesaid submission, the interlocutory application being No. 1277 of 2025 is hereby allowed and the defect No. 5 is ignored for the present .

**I.A. No. 1276 of 2025**

6. Learned counsel for the appellant submits that this interlocutory application has been filed for condonation of delay of 216 days in filing the appeal. The learned counsel for the private respondent prays for two weeks’ time to file reply to the interlocutory application.

7. The reply to the interlocutory application be filed by the respondents latest by 26<sup>th</sup> June, 2025.
8. Post this case on 02<sup>nd</sup> July, 2025.

**(Anubha Rawat Choudhary, J.)**

*Rakesh/-*