

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

CRMC No.575/2016
CrlM No.1267/2023
CrlM No.1268/2023
c/w
CRMC No.521/2016
CrlM No.1269/2023
CrlM No.1270/2023

Rajinder Mahajan & Anr.

....Petitioner(s)/Appellant(s)

Through :- Mr. Suraj Padha, Advocate vice
Mr. Anil Khajuria, Advocate.

V/s

State of J&K & Anr.

....Respondent(s)

Through :- Mr. Dewakar Sharma, Dy.AG for R-1.
Mr. Abhishek Gupta, Advocate for R-2.

Coram: HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE

ORDER
(27.05.2024)

CrlM No.1267/2023 and CrlM No.1268/2023 in CRMC No.575/2016

Sh. Kapil Mahajan S/o respondent No.2- Raghbir Saran has filed the aforesaid application for impleadment as legal representative of deceased-respondent No.2, who is stated to have passed away on 21.09.2022, primarily, on the ground that he was not aware about the pendency of the case. Alongside the said application, applicant has also filed an application for condonation of delay on the aforesaid premise. Learned counsel for the petitioners has no objection to the same, hence, both the applications are allowed. The delay in filing the application is condoned and consequently, for the reasons stated in the application coupled with submissions urged at Bar, Sh. Kapil Mahajan S/o deceased-Raghbir Saran (respondent No.2) is impleaded as party respondent No.2 in place of deceased-respondent No.2.

Mr. Dewakar Sharma, learned Dy.AG appearing for respondent No.1 and Mr. Abhishek Gupta, learned counsel appearing for newly added respondent No.2 seek and are granted two weeks' time as last and final opportunity to file objections to the main petition which is pending since 2016.

List on 29.07.2024.

CrlM No.1269/2023 & CrlM No.1270/2023 in CRMC No.521/2016

Sh. Kapil Mahajan S/o respondent No.1- Raghbir Saran has filed the aforesaid application for impleadment as legal representative of deceased-respondent No.1, who is stated to have passed away on 21.09.2022, primarily, on the ground that he was not aware about the pendency of the case. Alongside the said application, applicant has also filed an application for condonation of delay on the aforesaid premise. Learned counsel for the petitioners has no objection to the same, hence, both the applications are allowed. The delay in filing the application is condoned and consequently for the reasons stated in the application coupled with submissions urged at Bar, Sh. Kapil Mahajan S/o deceased-Raghbir Saran (respondent No.1) is impleaded as party respondent No.1 in place of deceased-respondent No.1.

Mr. Abhishek Gupta, learned counsel appearing for newly added respondent No.1 seeks and is granted two weeks' time as last and final opportunity to file objections to the main petition.

List as above.

**(RAJESH SEKHRI)
JUDGE**

Jammu:
27.05.2024
Eva