

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

S.B. Civil First Appeal No. 252/2022

Godawari

----Appellant

Versus

Lrs Of Ram Singh

----Respondent

Connected With

S.B. Civil First Appeal No. 47/2022

Vijay Singh

----Appellant

Versus

Lrs Of Late Sh. Ram Singh

----Respondent

For Appellant(s) : Mr. Narpat Singh Rajpurohit

For Respondent(s) : Ms. Alka Pandey
Mr. Mayank Bhaiya

HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA

Order

16/07/2025

S.B. Civil First Appeal No. 252/2022

Heard on application (I.A. No.1/25) under Order 22 Rule 4 read with Section 151 CPC and application (I.A.No.2/25) under Order 22 Rule 9 CPC read with application under Section 5 of the Limitation Act.

2. As per application, respondent No.2-Vijay Singh passed away on 02.08.2024 leaving behind the legal heirs as mentioned in para No.2 of the application. Therefore, the name of the legal representatives may be substituted as party respondents in this appeal.

3. Learned counsel for the respondents has not opposed the prayer made in the application.

4. For the reasons mentioned in the application, the same is allowed while condoning the delay.

5. Consequently, abatement of appeal against deceased is set aside and legal heirs of respondent No.2 are substituted in his place to pursue the appeal.
6. Learned counsel for the appellant is directed to file amended cause title within two weeks.
7. List this matter after two weeks.

S.B. Civil First Appeal No. 47/2022

Heard on the application (I.A. No.1/2025) under Order 22 Rule 3 read with Section 151 CPC.

2. As per application (I.A.No.1/2025), appellant – Vijay Singh passed away on 02.08.2024 leaving behind the legal representatives as mentioned in para No.2 of the application. Therefore, the name of the legal representatives may be substituted as party appellants in this appeal.
3. For the reasons mentioned in the application, the same is allowed.
4. Consequently, the legal representatives of appellant – Vijay Singh is substituted in his place to pursue the appeal.
5. Amended cause title has already been filed, the same is taken on record.
6. List this matter after two weeks.

(CHANDRA SHEKHAR SHARMA),J