



HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR 2025:RJ-JD:31718

S.B. Civil First Appeal No. 186 / 2011

Sri Kishan

----Appellant

Versus

Ghan Shyam Singh & Ors.

----Respondents

For Appellant(s) : Mr. Narendra Thavi

For Respondent(s) :

HON'BLE DR. JUSTICE VIRENDRA KUMAR MATHUR

Order

06/11/2017

Learned counsel for the appellant has moved an application under Order 22 Rule 3 R/w Section 151 CPC on the ground that the sole appellant Sri Kishan S/o late Shri Gandlal Sharma died on 14.05.2017. The said appellant Sri Kishan has left behind him legal representatives as mentioned in Para 3 of the application. The sole appellant Sri Kishan Sharma in his lifetime had executed a registered will dated 30.12.2010 in favour of his four sons mentioned in the application, regarding the entire properties belonging to him has been bequeathed in favour his is above four sons. In these circumstances, the right to continue the instant appeal survives with respect to his four sons namely Suresh Chandra, Mahesh Chandra, Basant Kumar & Hemant Kumar only. Hence they are required to be substituted in place of deceased appellant the application is supported by an affidavit may also be taken on record.



सत्यमेव जयते