

  
**HIGH COURT OF JUDICATURE FOR RAJASTHAN**  
**BENCH AT JAIPUR**

S.B. Civil First Appeal No. 327/2018

Omprakash Vyas

----Appellant

Versus

Ghanshyam

----Respondent

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|                   |   |                                                   |
|-------------------|---|---------------------------------------------------|
| For Appellant(s)  | : | Mr. Amit Dadhich, Adv.                            |
| For Respondent(s) | : | Mr. Junaid Khan, Adv. for<br>Mr. Asgar Khan, Adv. |

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**HON'BLE MR. JUSTICE ASHUTOSH KUMAR**

**Order**

**23/04/2026**

1. Matter comes upon an application No.1/2025 filed under Order XXII Rule 3 CPC for taking the legal representatives of the deceased sole appellant-Omprakash Vyas on record.
2. Learned counsel for the applicant-appellant submits that during pendency of the appeal, the sole appellant expired on 22.11.2024 and he is survived by legal heirs as mentioned in Para 2 of the application, therefore, the application may be allowed and legal heirs of the deceased sole appellant-Omprakash Vyas may be taken on record. Learned counsel also submits that the said application has been filed with a delay, for which a separate application (I.A No.2/2025) has been filed under Section 5 of Limitation Act for condoning the delay in filing the aforesaid application.
3. Heard on applications No.1/2025 and No.2/2025.
4. For the reasons mentioned in the application, the applications No.1/2025 and No.2/2025 are allowed.

5. Delay in filing the application is condoned, legal heirs of deceased sole appellant-Omprakash Vyas mentioned in Para 2 of the application is ordered to be taken on record.
6. Amended cause title annexed with the application is taken on record.
7. Office is directed to amend in the CIS Programme as per the amended cause title.
8. List the matter in fourth week of July, 2026.

**(ASHUTOSH KUMAR),J**