

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Other Original Suit No. 1/2005

Ishwari Prasad Taunk Son Of Late Dr. Jwala Prasad Taunk,
-----Petitioners

Versus

Smt Madhuri Saxena Wife Of Shri R.c. Saxena,
-----Respondent

For Petitioner(s) : Mr. M.M. Ranjan, Sr. Adv. with
Ms. Aayushi Jain

For Respondent(s) :

HON'BLE MR. JUSTICE MAHENDAR KUMAR GOYAL

Order

20/07/2023

Learned Senior Counsel for the plaintiff wants to withdraw the application No.2/2023 at this stage.

The application is dismissed accordingly.

For the reasons stated in the application No.3/2023 filed under Order 22 Rule 4 CPC for taking on record the legal representative of deceased-defendant Smt. Madhuri Saxena, the same is allowed. Ms. Abha Bhatnagar is taken on record as the legal representative of the deceased-defendant. Amended cause title appended is not taken on record on account of incomplete address of the newly impleaded defendant therein.

Learned Senior Counsel for the plaintiff prays for and is granted two weeks' time to file amended cause title along with correct and complete address of the newly impleaded defendant failing which the other original suit shall stand dismissed without reference to the Court.

On submission of amended cause title within stipulated period, issue notice to the newly impleaded defendant. Rule is made returnable by five weeks. Notices be filed in two sets. One set of notices be sent through registered post with acknowledgment due. Steps to be taken within a week thereafter failing which the other original suit shall stand dismissed without reference to the Court.

(MAHENDAR KUMAR GOYAL),J

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