

9SI. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>AO No.08 of 2020  With  AO No.02 of 2020  AO No.10 of 2020  <u><b>Hon'ble Sharad Kumar Sharma, J.</b></u>  Mr. Pulak Agarwal, Advocate, for the appellant in AO No.08 of 2020.</p> <p>Mr. Zafar Siddique, Advocate, for the respondent in AO No.08 of 2020.</p> <p>In two <b>AO Nos.08 of 2020 and 10 of 2020</b>, the respondent no.1, is reported to have met with the sad demise on 26.04.2021.</p> <p>Hence, the substitution applications IA Nos.35 of 2023, and IA No.37 of 2023, respectively has been filed by the appellant, along with the delay condonation application IA Nos.36 of 2023 and IA No.38 of 2023, respectively, seeking condonation of 90 days of delay, which has chanced, in filing the substitution application.</p> <p>Considering the reasons given, therein, and the anxiety expressed by the respondent counsel to decide the matter on merits expeditiously as possible, the delay which has chanced in filing the substitution application, the same would stand condoned. Accordingly, the substitution application too would stand allowed.</p> <p>Since the successors of the deceased/respondent no.1, is already on record as</p>

respondent no.2 his wife is already on record, the appellant is permitted to add the word “deceased”, after the name of the respondent no.1, in each of the appeal from orders.

Owing to the above order, no orders are required to be passed on IA Nos.37 and IA No.39 of 2023 respectively, as filed under Order 22 Rule 9 of the CPC.

In connected AO No.02 of 2020, as preferred by the claimants, since no substitution has been filed to bring on record the heirs of the deceased appellant no.1, the appeal from order would stand abated qua appellant no.1.

List next week or as soon as the appellant of AO Nos.08 of 2020 and AO No.10 of 2020, carry out the necessary amendment along with the other AO No.11 of 2020.

**(Sharad Kumar Sharma, J.)**

19.12.2023

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