



HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - B No. - 10527 of 1979

Ram Deo

.....Petitioner(s)

Versus

D.D.C. And Others

.....Respondent(s)

Counsel for Petitioner(s) : Manoj Kumar Rajvanshi, Prakash
Chandra Yadav, Vishesh Rajvanshi
Counsel for Respondent(s) : Deepak Kumar Srivastava, Deepak
Srivastava, R.N. Singh, S.C., S.N.
Singh

Court No. - 54

HON'BLE CHANDRA KUMAR RAI, J.

**Re: Civil Misc. Delay Condonation / Substitution Application Nos.6 & 7,
both of 2024.**

1. Heard learned counsel for the petitioner-applicant.
2. The instant applications have been filed to substitute the legal heirs of deceased petitioner no.A/1-Samar Nath along with an application under Section 5 of the Limitation Act.
3. Vakalatnama of the proposed heirs has been annexed along with the applications.
4. The reason for condonation of delay mentioned in the affidavit is satisfactory. Delay in filing the substitution application is condoned.
5. Let the word 'deceased' be mentioned against the name of petitioner no.A/1 and the names of his legal heirs as mentioned in the prayer clause of the application, i.e., Sarvesh Kumar Yadav, Awadhesh Yadav and Smt. Sita Devi be substituted as petitioner nos.A/1/1 to A/1/3.
6. The applications are, accordingly, allowed.

Re: Civil Misc. Substitution Application No.8/2024.

1. Learned counsel for the petitioner is permitted to make necessary correction in the prayer clause of the substitution application.
2. Heard learned counsel for the petitioner-applicant.
3. The instant application has been filed in respect to deceased petitioner no.A/1/3 with the prayer that word "deceased" be mentioned against the name of deceased petitioner no.A/1/3 and a note be made that her heirs are already on record of the petition.
4. Let the word 'deceased' be mentioned against the name of petitioner no.A/1/3 and a note be made that her legal heirs are already on record of the writ petition as petitioner nos.A/1/1 & A/1/2.
5. The substitution application is, accordingly, allowed.

Order on Writ Petition

1. Substitution application in respect to deceased sole petitioner was allowed vide order dated 10.4.2015 but the incorporation was not made according to the prayer made in the substitution application in respect to deceased sole petitioner.
2. Office is directed to substitute the legal heirs of sole petitioner as petitioner nos.A/1-Samar Nath, A/2-Brijesh and B/Dal Sringar
3. List this matter for final disposal on 4.5.2026, before the appropriate Bench.

(Chandra Kumar Rai,J.)

April 7, 2026

C.Prakash