

**Court No. - 49**

**Case :-** WRIT - B No. - 9051 of 1981

**Petitioner :-** Mohd.Husanain

**Respondent :-** B.O.R.

**Counsel for Petitioner :-** Arpit Agarwal,Pratik Chandra

**Counsel for Respondent :-** Arpit Agarwal,G.P.Mathur,Imtyaz Ahmad,Md.Moonis,S.C.,Shruti Malviya

**Hon'ble J.J. Munir,J.**

**Order on Civil Misc. Delay Condonation Application No. 4496 of 1990.**

This is a delay condonation application made in aid of Civil Misc. Substitution Application No. 4497 of 1990, seeking to bring on record the heirs and L.Rs. of deceased respondent no. 7.

Heard Mr. Pratik Chandra, learned Counsel for the petitioner and Ms. Shruti Malviya, learned Counsel, appearing on behalf of the heirs of respondent no. 7.

Perusal of the affidavit, filed in support of the delay condonation application, in our considered opinion, discloses sufficient cause and there are good grounds to exercise discretion in favour of the applicants.

The application is **allowed**.

The delay in filing the substitution application is **condoned**. This application is treated to be within limitation.

**Order on Civil Misc. Substitution Application No. 4497 of 1990.**

This application has been made to bring on record the heirs and L.Rs. of respondent no. 7.

Upon hearing learned Counsel for the parties, we find good grounds to grant substitution.

The application is **allowed**.

Let the name of the deceased respondent no. 7, Smt. Saira, be suffixed with the word 'deceased' and in her place the applicants be impleaded as respondent nos. 7/1, 7/2 and 7/3, as detailed in the prayer clause.

**Order on Civil Misc. Substitution Application No. 31093 of 1994.**

This substitution application has been made seeking to bring on record the heirs and L.Rs. of respondent no. 6. The application has been made within limitation.

Upon hearing learned Counsel for both parties, we find that there are good grounds to grant substitution.

The application is **allowed**.

Let the name of respondent no. 6 be suffixed with the word 'deceased' and the names of the applicants be substituted as respondent nos. 6/1 and 6/2, as detailed in the application.

**Order on Civil Misc. Delay Condonation Application No. 3 of 2019.**

This is a delay condonation application made in aid of Civil Misc. Substitution Application No. 4 of 2019, seeking to bring on record the heirs and L.Rs. of respondent no. 6/2.

Upon hearing learned Counsel for the parties, we find that there is a sufficient cause to condone the delay in making the substitution application.

The application is **allowed** and the substitution application is

treated to be within limitation.

**Order on Civil Misc. Substitution Application No. 4 of 2019.**

This application has been made on behalf of the heirs and L.Rs. of respondent no. 6/2 after his demise.

Upon hearing learned Counsel for both parties, we find that there is good ground to grant substitution.

The application is **allowed**.

Let the name of the respondent no. 6/2 be suffixed with the word 'deceased' and in his place the names of the applicants be impleaded as respondent nos. 6/2/1, 6/2/2, 6/2/3 and 6/2/4 in that order.

**Order on Writ Petition.**

This is a very old petition of the year 1981.

Let all the necessary substitutions be carried out by the office within three days next accurately in compliance with our orders of date passed on the various substitution applications.

The Court is informed by Ms. Shruti Malviya, learned Counsel, that respondent no. 7/1 has passed away.

List this petition on **15.07.2025**. By that time, learned Counsel for the petitioner will take steps to bring on record the heirs and L.Rs. of respondent no. 7/1.

The office will make a report regarding compliance with today's order as well as the filing of necessary application(s) by the petitioner.

**Order Date :- 1.7.2025**

Prashant D.