

Court No. - 50

Case :- WRIT - B No. - 1246 of 1980

Petitioner :- Smt. Durgawati Devi And Others

Respondent :- D.D.C.And Others

Counsel for Petitioner :- A.K. Rai,Vishnu Singh

Counsel for Respondent :- S.C.,Durga Singh,V.K.S. Chaudhary

Hon'ble Chandra Kumar Rai,J.

Order on Civil Misc. Substitution Application No. 3172 of 1989

1. Heard learned counsel for the parties.
2. The instant application has been filed in respect to deceased petitioner no. 1.
3. Application is within limitation.
4. Let the word "deceased" be mentioned against the name of petitioner no. 1 and the name of his legal heirs as mentioned in the prayer clause of the substitution application be substituted as petitioner nos. 1/1, 1/2, 1/3. There is no need to appoint guardian of petitioner no. 1/3 as he has now become major.
5. Application is accordingly ***allowed***.

Order on Civil Misc. Application No. 58500 of 2006.

1. Heard learned counsel for the parties.
2. The instant application has been filed in respect to deceased petitioner no.2/2.
3. Application is within limitation.
4. Let the word "deceased" be mentioned against the name of petitioner no. 2/2-Jagdish Prasad Mishra and the name of his legal heirs as mentioned in the prayer clause of the substitution application be substituted as petitioner nos. 2/2/1.
5. Application is accordingly ***allowed***.

Order on Civil Misc. Substitution Application No. 2 of 2021.

1. Heard learned counsel for the parties.

2. The instant application has been filed in respect to deceased petitioner no. 2/1-Ram Suchit Mishra.
3. Application is within limitation.
4. Vakalatanama of proposed heirs of deceased petitioner no. 2/1 is annexed along with instant application.
5. Let the word "deceased" be mentioned against the name of petitioner no. 2/1 and the name of his legal heirs as mentioned in the prayer clause of the substitution application be substituted as petitioner nos. 2/1/1, 2/1/2, 2/1/3
6. Application is accordingly ***allowed***.

Order on Civil Misc. Substitution Application No. 1 of 2021.

1. The instant application has been filed in respect to deceased petitioner 3-Smt. Shanti Devi.
2. Application is within limitation.
3. Let the word "deceased" be mentioned against the name of petitioner no. 3 and the name of his legal heirs as mentioned in the substitution application be substituted as petitioner nos. 3/1 and 3/2
4. Application is accordingly ***allowed***.

Order on Civil Misc. Delay Condonation Application No. 263493 of 2012 and Substitution Application No. 263495 of 2012.

1. The instant applications have been filed in respect to deceased respondent no. 2-Shobhanath along with the prayer for condonation of delay.
2. Proposed heirs of deceased respondent no. 2 is represented by Sri A.P. Tiwari, advocate.
3. Explanation given for delay is satisfactory.
4. Delay in filing the substitution application is condoned.
5. Let the word "deceased" be mentioned against the name of respondent no. 2 and the name of his legal heirs as mentioned in the prayer clause of the substitution application be substituted as respondent nos 2/1 and 2/2.

6. Applications are accordingly ***allowed***.

Order on Civil Misc. Substitution Application No. 3155 of 1986.

1. The instant application has been filed in respect to deceased respondent no. 4.

2. Application is within limitation.

3. Proposed heirs of respondent no. 4 is represented by Durga Singh, advocate.

4. Let the word "deceased" be mentioned against the name of respondent no. 4 and the name of his legal heirs as mentioned in the prayer clause of the substitution application be substituted as respondent nos. 4/1 to 4/3.

5. Application is accordingly ***allowed***.

Order on writ petition

List this matter on **10.07.2025**.

Order Date :- 20.5.2025

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