



HIGH COURT OF JUDICATURE AT ALLAHABAD

SECOND APPEAL No. - 437 of 1981

Chandra Dev And Others

.....Appellant(s)

Versus

Bholai And Another

.....Respondent(s)

Counsel for Appellant(s)	: J.N. Dubey, S. Prakash, S.K. Chaturvedi
Counsel for Respondent(s)	: Kamal Narain Rai, U.K. Misra

Court No. - 55

HON'BLE CHANDRA KUMAR RAI, J.

Order on C.M.Delay condonation Application No.4 of 2021 and C.M. Substitution Application No.5 of 2021

1. Heard learned counsel for the parties.
2. The instant substitution application along with delay condonation application have been filed to substitute the legal heirs of **deceased-respondent No.1/5**.
3. Notice was issued to the proposed heirs on 19.10.2022.
4. As per office report service is deemed to be sufficient upon the proposed heir.
5. Explanation given for delay in filing the substitution application is satisfactory.
6. Delay in filing the substitution application is condoned.
7. Let the word 'deceased' be mentioned against the name of respondent No.1/5 and the name of his legal heirs as mentioned in prayer clause be substituted as **respondent Nos.1/5/1 to 1/5/4**.
8. Applications are accordingly **disposed of**.

Order on C.M. Substitution Application No.5 of 2021

1. Heard learned counsel for the parties.
2. The instant substitution application has been filed in respect to **deceased-respondent No.1/1** with the prayer that word deceased be mentioned against

the name of respondent No.1/1 and note be made that her heirs are already on record as respondent Nos.1/2 to 1/6.

3.Let the word 'deceased' be mentioned against the name of respondent No.1/1 and a note be made that her heirs are already on record as respondent Nos. 1/2 to 1/6.

4. Application is accordingly **disposed of**.

Order on writ petition

1. Appeal has already been admitted on 14.09.1981 and substantial question of law have already been framed.

2.List this appeal along with record of first appellate court and trial court on 10.12.2025.

November 20, 2025

PS*

(Chandra Kumar Rai,J.)