

Court No. - 48

Case :- WRIT - B No. - 18949 of 1985

Petitioner :- Bhullan

Respondent :- D.D.C. And Others

Counsel for Petitioner :- C.P. Srivastava, A K Rai, Abhishek Bhushan, Amar Nath, Anil Bhushan, K P S Yadav, Prem Narayan Tiwari, R.K. Rai, S N Singh, S.N.Singh

Counsel for Respondent :- S.R. Singh, Rajeev Mishra, Sankatha Rai, Satendra Kumar Singh, SC, Suresh Chandra Varma

Hon'ble Dinesh Pathak, J.

In Re: Civil Misc. Delay Condonation Application No. 7 of 2023 and Civil Misc. Substitution Application No. 8 of 2023.

1. Instant substitution application as well as delay condonation application has been filed to bring on record the heirs and legal representatives of petitioner No. 1, petitioner No. 2 and respondent No. 6 namely Bhullan, Gegal and Ram Khilawan (deceased) respectively. Further prayer has been made for granting a permission to make an endorsement that respondents No. 5 and 7 have died issue-less.

2. In Misc. Application No. Nil of 2023 dated 3.4.2023, petitioner has provided the correct details of heir and legal representatives of deceased petitioners and respondents.

3. Learned counsel for the respondent has no objection, in case, the substitution application and the delay condonation application are allowed.

4. Cause shown for delay in filing the substitution application is sufficient and to the satisfaction of the Court. Accordingly, delay condonation application is allowed and delay in filing the substitution application is condoned. The substitution application is allowed as well.

5. Learned counsel for the petitioner is directed to delete the name of the petitioners No. 1 and 2 as well as respondent No. 6 from the cause title of the instant petition and substitute the names of their heirs and legal representatives as petitioners No. 1/1, 1/2, 1/3, 2/1, 2/2 and respondent No. 6 /1 respectively, within a period of two weeks from today. Petitioner shall further make a note next to the name of respondents No. 5 and 7 that they have died issue-less.

In Re: Writ Petition

6. As prayed, list this matter on 15.2.2024.

Order Date :- 11.1.2024

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