



HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - B No. - 15650 of 1990

Smt.Kabutra

.....Petitioner(s)

Versus

D.D.C. And Others

.....Respondent(s)

Counsel for Petitioner(s) : S.D.Pandey, V.K.S. Chaudhary
Counsel for Respondent(s) : Aditya Narain, Anil Kumar Rai,
Diwakar Misra, G.K.Singh,
S.N.Singh, SC, Vishnu Singh

Court No. - 54

HON'BLE CHANDRA KUMAR RAI, J.

**Re: Civil Misc. Delay Condonation / Substitution Application
Nos.7 & 8, both of 2024.**

1. Heard learned counsel for both the parties.
2. The instant applications have been filed to substitute the legal heir of deceased respondent no.3 along with an application under Section 5 of the Limitation Act.
3. Sri Dwivedi, learned counsel, holding the brief of Sri Anil Kumar Rai, learned counsel is appearing on behalf of the proposed heirs of deceased respondent no.3.
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 respondent no.3 and the name of his legal heir as mentioned in the prayer clause of the application be substituted as respondent no.3/1.
6. The applications are, accordingly, allowed.

Re: Civil Misc. Abatement Application No.5/2022.

1. In view of the order passed on the aforementioned Civil Misc. Delay Condonation / Substitution Application Nos.7 & 8, both of 2024, the instant application is rejected.

Re: Civil Misc. Compromise Application No.6/2022.

1. Heard learned counsel for both the parties.
2. The instant application along with affidavit as well as terms of compromise has been filed with the joint signatures of the learned counsel for the parties.
3. Let the instant application and terms of compromise be sent for verification before respondent no.1/Deputy Director of Consolidation, Varanasi.
4. The parties are directed to appear before respondent no.1/Deputy Director of Consolidation, Varanasi on 13.4.2026.
5. The Deputy Director of Consolidation shall verify the compromise and transmit his report to this Court by the next date fixed in the matter.

Order on Writ Petition

List on 28.4.2026 along with the connected matter, before the appropriate Bench.

March 28, 2026
C.Prakash

(Chandra Kumar Rai,J.)