

Court No. - 37

Case :- MATTERS UNDER ARTICLE 227 No. - 555 of 2018

Petitioner :- Rafiq

Respondent :- Mohd.Iliyas (Deceased) And 14 Ors.

Counsel for Petitioner :- Nagendra Kumar Srivastava

Counsel for Respondent :- Utpal Chatterji, R P Rajan, Shireesh Gopesh

Hon'ble Ajit Kumar, J.

In Re: Civil Misc. Delay Condonation Application No. 21 of 2022.

In Re: Civil Misc. Substitution Application No. 22 of 2022.

Heard counsel for the parties.

The present application has been filed seeking substitution of the sole deceased petitioner- Rafiq by petitioner nos. 1/i, 1/ii, 1/iii, 1/iv, 1/v, 1/vi, 1/vii, 1/viii, 1/ix and 1/X, being the legal heirs and representatives of the deceased-petitioner.

No counter affidavit has been filed either to the delay condonation application or to the substitution application.

The delay in filing the substitution application is taken to be sufficient.

Accordingly, the delay in filing the substitution application is condoned.

The delay condonation application as well as substitution application are **allowed**.

Let the legal heirs and representatives of the deceased-petitioner be brought on record describing the petitioner as deceased.

Office is directed to carry out necessary substitution within two weeks.

Pleadings have been exchanged.

Let this matter be listed for final disposal on 3.2.2023.

Order Date :- 10.1.2023

CS/-