

**Court No. - 48**

**Case :-** WRIT - B No. - 40183 of 2008

**Petitioner :-** Chandradeep Rai

**Respondent :-** Ram Ji Ram And Another

**Counsel for Petitioner :-** Rakesh Pande, Vishakha Pande

**Counsel for Respondent :-** Rashtrapati Khare, Santosh Kumar Mishra, Shashi Bhushan Rai

**Hon'ble Dinesh Pathak, J.**

**In Re: Civil Misc. Delay Condonation Application No. 4 of 2021 and Civil Misc. Substitution Application No. 5 of 2021.**

1. Instant substitution application as well as delay condonation application has been filed to bring on record the heirs and legal representatives of sole petitioner Chandradeep Rai (deceased).
2. There is no objection to the aforesaid substitution application as well as delay condonation application.
3. 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.
4. Office is directed to delete the name of the present petitioner namely Chandradeep Rai from the cause title of the instant petition and substitute the names of his heirs and legal representatives as petitioners No. 1/1, 1/2 and 1/3 respectively, as mentioned in paragraph No. 2 of the affidavit filed in support of the substitution application.

**In Re: Civil Misc. Abatement Application No. 2 of 2021**

5. Instant abatement application has been moved owing to death of sole petitioner Chandradeep Rai.
6. In the light of the order of the date passed on the substitution application to bring on the record the heir and legal representative of deceased petitioner, instant abatement application has no legal force.
7. As such, the amendment application is dismissed.

**Order on Writ Petition**

8. List this matter on 8.2.2024.

9. Interim order, if any, is extended till the next date of listing.

**Order Date :- 16.1.2024**

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