



ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
Ordinary Original Civil Jurisdiction
ORIGINAL SIDE

IA NO. GA/27/2025
In
CS/568/1992

R.K.P. UDYOG LTD.
Vs
HEMRAJ MAHAVIR PROSAD P. LTD. AND ORS.

BEFORE:

The Hon'ble JUSTICE BISWAROOP CHOWDHURY

Date : 17th July, 2025

Appearance:

Mr. Rahul Singh, Adv.

...for plaintiff

Mr. Sib Shankar Dey, Adv.

...for defendant No.1

The Court:- Learned Advocate for the plaintiff/petitioner and learned Advocate representing defendant Nos.35(a) to 35(o) and 36(a) to 36(e) are present.

This is an application for substitution taken out by the plaintiff to record the death of the defendant No.37 and substitute the legal representatives in his place and stead.

It is the contention of the plaintiff that the defendant No.37 died on 18th September, 2024 and he was intimated by letter dated 24th December, 2024, the copy of the death certificate is also annexed to the said application.

Upon hearing the learned Advocates and upon considering the materials on record, this Court is of the view that sufficient cause is shown to condone the delay, thus the delay should be condoned and the legal representatives of the deceased defendant No.37 should be substituted. The



plaintiff/petitioner should be further granted liberty to carry out the directions as provided in Order dated 6th November, 2024. 1995:CHC-OS:5

Let there be an Order in terms of prayers (a), (b), (c), (d), (e), (f), (g) and (h) of the Master Summons dated 20th June, 2025.

This application stands disposed.

After carrying out the amendments, the plaintiff shall serve the amended copy of the plaint upon the defendants.

(BISWAROOP CHOWDHURY, J.)