

ITEM NO.101

COURT NO.4  
S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

SECTION IV

Civil Appeal No(s). 4650/2007

SITA RAM

Appellant(s)

VERSUS

PRABHU LAL & ORS

Respondent(s)

(with appln. (s) for early hearing and permission to file additional documents and substitution and c/delay in filing substitution appln. and office report)

Date : 10/09/2014 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA  
HON'BLE MR. JUSTICE PRAFULLA CHANDRA PANT

For Appellant(s)

Mr. Sita Ram, Appellant-in-person

For Respondent(s)

Mr. Pradeep Jain, Adv.

Mr. A. D. Sikri, Adv.

Ms. Pushpa Devi, Adv.

Mr. K. L. Janjani, Adv.

Mr. Surya Kant, Adv.

Mr. S. Garvesh, Sr. Adv.

Mr. Rahul Chandra, Adv.

Mr. Sanjeev K. Kapoor, Adv.

UPON hearing the counsel the Court made the following

O R D E R

I.A. No. 3 of 2009 has been filed by appellant for substitution / bringing on record the L.Rs of deceased respondent no. 11, namely, Hari Narain, S/o Nirmal Das who has died on 17<sup>th</sup> January, 2009 during the pendency of the appeal leaving behind the following legal heirs:

1. Smt. Sneha Batra - Wife aged about 62 years

2. Puneet Batra - Son, aged about 39 years

3. Jyoti Batra - Daughter, aged about 36  
years

All R/o House No. 574, Sector-9, Faridabad  
(Haryana)

Another I.A. No. 8 of 2014 has been filed for substitution and bringing L.Rs of respondent no. 5 (Smt. Sita Devi) on record, who died on 19<sup>th</sup> July, 2014, during the pendency of the appeal leaving behind the L.Rs who are already on record as respondent nos. 6 (Munish), 7 (Suresh), 8 (Dinesh) and respondent no. 9 (Smt. Madhu Trikha) who expired on 11<sup>th</sup> April, 2012 for whom a separate application for substitution of L.Rs. has been filed.

Another I.A. No. 9 of 2014 filed for substitution and bringing on record the L.Rs of respondent no. 9 (Smt. Madhu Trikha) on record who died on 11<sup>th</sup> April, 2012 leaving behind the L.Rs. detailed as under:

9. (a) Shri Shakti Trikha, Husband of Late  
Smt. Madhu Trikha, House No. 1358 Sector-1  
Rohtak, Pin-124001 (Haryana), 58 years.

9. (b) Ms. Bhumika Trikha D/o Late Smt.  
Madhu Trikha, House No. 1358 Sector-1  
Rohtak, Pin-124001 (Haryana), 32 years.

9. (c) Nishita Trikha D/o Late Smt. Madhu  
Trikha, House No. 1358 Sector-1 Rohtak,  
Pin-124001 (Haryana), 28 years.

Having heard learned counsel for the parties, application for substitution and bringing on record the L.Rs. Of deceased respondent no. 9 and L.Rs. of deceased respondent no. 11 is allowed. The L.Rs. of deceased respondent no. 5 are on record. Therefore, against name of deceased respondent no. 5 it be recorded as dead. I.A. No. 10/14 is allowed.

Let notice be issued on L.Rs of deceased respondent nos. 9 and L.Rs. of deceased respondent no. 11 returnable within four weeks

Dasti, in addition, is permitted.

(Neeta)  
Sr. P.A.

(Usha Sharma)  
COURT MASTER