



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WP227 No.700 of 2023

Kamla Verma **Versus** Rahi Bai Verma and others

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| 29.08.2023 | <p>Mr. Goutam Khetrapal and Mr. Akash Kedia, counsel for the petitioner.</p> <p>Mr. Ajay Kumrani, P. L. for the State.</p> <p>Mr. Kumrani accepts notice on behalf of State/respondent Nos. 2 to 5.</p> <p>Issue notice to the private respondents on payment of PF by ordinary as well as registered mode.</p> <p>Heard on I.A. No.1, application for grant of interim relief.</p> <p>Learned counsel for the petitioner would submit that vide order dated 01.10.2022, the learned trial Court i.e. IXth Civil Judge Class-II, Durg has allowed the application moved by the respondent No.1/defendant No.1 under Order 1 Rule 10 of the CPC and permitted her to implead her son and daughters as defendants in the pending Civil Suit. He would further submit that Civil Suit was filed by the petitioner/plaintiff therein claiming her entitlement to get family pension</p> |



on the ground that she is legally wedded wife of the deceased, whereas defendant No.1 is second wife and her children are aged about 47, 45, 39 & 33, they are not entitled to get family pension even though the application has been allowed by the learned trial Court.

Taking into consideration the submission advanced by the learned counsel for the petitioner, a strong case is made out for grant of stay, therefore, there shall be stay of further proceedings of the Civil Suit i.e. Civil Suit Class A/101/2020 pending before the IXth Civil Judge, Class-II, Durg till the next date of hearing.

Post the matter after service of notice.

**Sd/-
(Rakesh Mohan Pandey)
Judge**

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