

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			IA No. 2 of 2023 IA No. 3 of 2023 IA No. 4 of 2023 In FA No. 150 of 2022 <u>Hon'ble Sharad Kumar Sharma, J.</u> Mr. Rakesh Negi, Advocate, for the appellants. Mr. Ajay Singh Bisht, Addl. C.S.C., for the State of Uttarakhand. Mr. Mehul Joshi, Advocate, on behalf of Mr. Bhuwan Bhatt, Advocate, for respondent Nos. 1 and 2. In this First Appeal, the defendants/appellants, have filed a Substitution Application, which is supported with an application for setting aside the abatement, under Order 22 Rule 9 of the CPC. The Substitution Application is accompanied with the Delay Condonation Application, explaining delay of five days', which had chanced in preferring the Substitution Application. Being satisfied with the reasons given in the Delay Condonation Application, coupled with the fact, that the same has not been seriously opposed by the respondents' Counsel, the delay would accordingly stand condoned. As a consequence of condonation of delay, the Substitution Application No. 3 of 2023, would

			too stand allowed. The learned counsel for the appellants is permitted to carry out the necessary amendment in the cause title of the First Appeal by bringing on record the heirs of the deceased/respondent No.1, who is reported to have died on 18th December, 2022. The necessary compliance to be done within a week. As a consequence of allowing of the Substitution Application, IA No.2 of 2023, preferred under Order 22 Rule 9 of the CPC, would too stand disposed of. (Sharad Kumar Sharma, J.) Dated 29.03.2023 Shiv
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