

Sr. No.	Date of order of proceeding	In the Court of Civil Judge Junior Division, Giridih Order with signature of the Court	Office notice taken with Date
1	2	Original Suit No. 1646/2019 T.S. 271/2016	4
	27.02.2025	Plaintiff filed attendance through learned counsel. Defendants' attendance is also filed through learned counsel. Let filings be kept on record. On call, learned counsels for both parties appear. Heard on the petition dated 29-06-2018 under Order-XXII, Rule-4 and section 151 of C.P.C on behalf of Plaintiff. Copy of the petition was duly served to the defendants. No rejoinder filed. Learned counsel for Plaintiff (petitioners) has submitted that defendant no. 5 died on 27.05.2018 died leaving behind his four sons namely Bandhi Saw, Kannu Saw, Narayan Saw and Bhuneshwar Saw, who are legal heirs and successors of the deceased defendant no. 5. that these heirs are necessary parties in the suit. It is therefore, prayed that your honour may kindly be pleased to delete the name of defendant no.5 in the column of defendant and in his place his heirs be substituted. Learned counsel for defendants has concede the facts of the petition and has no objection with respect to the substitution of the legal heirs of the plaintiff no. 3. Heard both parties, perusal of record transpires that petition dated 21-09-2023 under Order-XXII,	

Contd... 27.02.2025	Rule-4 and section 151 of C.P.C on behalf of Plaintiff. copy of the petition was duly served to the defendants. And fact of the petition was duly admitted by the defendants on hearing of the petition. defendant no. 5 died leaving behind his four sons namely Bandhi Saw, Kannu Saw, Narayan Saw and Bhuneshwar Saw, who are legal heirs and successors of the deceased defendant no. 5. Since, defendants had no objection with respect to said representatives. As Instant petition is only for purpose of substituting the Legal Representatives of deceased defendant no. 5 for which petitioners have filed instant substitution petition supported by an affidavit and so there is no impediment in allowing instant petition for the said purpose. In the light of aforesaid discussion, petition dated 29-06-2018 under Order-XXII, Rule-4 and section 151 of C.P.C on behalf of Plaintiff, is allowed with direction to make necessary amendment in the petition by deleting the name of the deceased defendant and substitute the legal representative of the deceased defendant. Hence, present petition is allowed and disposed of accordingly. Put up on 03.05.2025 for plaintiff evidence. Dictated Sd/- Jr. Civil Judge-XVIII J.O. Code JH02042 Giridih	
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