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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

CNR No. DLHC013572772017

+ **RFA 749/2017 & CM APPL. 31061/2017, CM APPL. 31062/2017**

BHAGWAN DAS PANCHAL

.....Appellant

Through: Ms. Sophiya Rizwan and Mr. Mirza
Rizwan Baig, Advs. (*Through video-
conferencing*)

versus

LEELA WATI PANCHAL & ORS

.....Respondents

Through: None.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

15.09.2026

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1. This matter is listed for directions before this Court pursuant to the order dated 17th August, 2026 passed by Registrar, wherein submission of counsel for the appellant was noted that the appellant had died on 7th June, 2025 and legal heirs of the appellant are not willing to pursue the present appeal. The relevant observations from the said order is set out below:

∴ On 10.02.2026 counsel for the appellant informed that the appellant had died on 07.06.2025. However, no application has been filed for substitution of legal heirs of deceased appellant till date.



2. Today learned counsel for the appellant submits that legal heirs of deceased appellant are not willing to pursue the present appeal and requests that the matter may be placed before the Hon'ble Court.
3. At request, list the matter before the Hon'ble Court, for directions, on 15.09.2026.
2. The death certificate of the appellant is on record.
3. On 10th February, 2026, the Registrar directed that necessary steps to be taken to bring on record the legal representatives of the deceased appellant.
4. Counsel for the appellant has made a submission in Court today that the legal representatives are not willing to pursue the present appeal.
5. Clearly, despite the knowledge of the present appeal, the legal representatives have not filed any application seeking substitution of legal representatives of the deceased appellant.
6. The limitation period to file the said application has also expired.
7. Accordingly, the present appeal stands abated in terms of Order XXII Rule 3(2) of the Code of Civil Procedure (CPC), 1908.
8. The pending applications stand disposed of.

AMIT BANSAL, J

SEPTEMBER 15, 2026

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