

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

109

CR-5192 of 2018(O&M)
Date of Order: 13.05.2022

Lakhmi Chand and others

..Petitioners

Versus

Murti Radha Krishan Ji (Virajman) at Mandir Bihari Ji
and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sanjay Vashisth, Advocate, for the petitioners.
Mr. Gopal Sharma, Advocate, for respondent no.1 & 2.

ANIL KSHETARPAL, J(Oral)

The defendants assail the correctness of order passed by the learned trial court on 16.07.2018, while permitting the new representative to be substituted in place of the previous representative. The suit has been filed in the name of an idol. It is claimed that the religious property owned by the idol is maintained by a Trust. Originally the suit was filed through alleged trustee Bala Ram. He died. In his place, a new authorized person, namely, Brahm Parkash has been permitted to continue to prosecute the suit.

The learned counsel representing the petitioners contends that Order 22 Rule 3 CPC will not be applicable.

Be that as it may. Only the representative of the plaintiff has been permitted to be substituted.

Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

May 13, 2022

(ANIL KSHETARPAL)
JUDGE

nt

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No