

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) DIARY NO(S). 11058/2023

ADITYA NARAYAN SINGH BABU & ORS.

PETITIONER(S)

VERSUS

PRAMOD CHANDRA BHANJ DEO REPRESENT
THROUGH PROPOSED LEGAL HEIRS & ORS.

RESPONDENT(S)

IA NO. 252828/2023 - APPLICATION FOR CONDONATION OF DELAY IN FILING
THE APPLICATION FOR SETTING ASIDE THE ABATEMENT
IA NO. 252829/2023 - APPLICATION FOR SUBSTITUTION
IA NO. 252827/2023 - SETTING ASIDE AN ABATEMENT

Date : 15-09-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ATUL S. CHANDURKAR
[IN CHAMBERS]

For Petitioner(s) : Mr. V. K. Monga, AOR
Mr. Sanjay K Das, Adv.
Mr. Swetaketu Mishra, Adv.
Ms. Gouri Monga, Adv.
Ms. Pallavi Panda, Adv.

For Respondent(s) : Mr. Ajay Choudhary, AOR
Ms. Deepanwita Priyanka, AOR
Mr. Satyalipsu Ray, Adv.
Ms. Priyal Sheth, Adv.

UPON hearing the counsel the Court made the following
O R D E R

IA NOs. 252828; 252829 and 252827 of 2023:

Perused the applications and heard the learned counsel for the applicants. It is submitted that Respondent Nos.3 and 14 had expired when the proceedings were pending before the High Court.

The learned counsel for the applicants, however, submits that since the original proceedings arise out of a suit for partition, the legal heirs could be brought on record as the right to sue survives.

The prayer made in these applications is not opposed.

In view of the aforesaid, the applications are allowed by condoning the delay, setting aside the abatement and permitting substitution of the deceased-respondents.

The amended memo be filed within a period of two weeks.

The Interlocutory Applications are accordingly disposed of.

(B. LAKSHMI MANIKYA VALLI)
COURT MASTER (SH)

(DIVYA BABBAR)
COURT MASTER (NSH)