

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR.**

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S.B. Civil First Appeal No. 463 / 2004

Babulal & Ors.

----Appellants

Versus

Smt.Rajeshwari Devi & Ors.

----Respondents

For Appellant(s) : Mr. C.R. Jakhar.

For Respondent(s) : Mr. Ajay Purohit on behalf of
Mr. Rajiv Purohit.
Mr. Girdhari Sinwaria on behalf of
Mr. Narendra Sinwaria.

HON'BLE MR. JUSTICE DEEPAK MAHESHWARI

Order

27/02/2017

After hearing learned counsels for both the sides, it comes out that in application (IA No. 6279/20120), service of the proposed legal representative No. 2/5 - Kuku Devi W/o Rugh Nath is yet awaited. Hence, the amended cause title filed by the appellant deserves to be struck out.

Learned counsel for the appellant is directed to file fresh PF and Notices for N.P. No. 2/5 within a period of seven days positively. The notices be filed in two sets. One set of notices will be given 'Dasti' to the learned counsel for the appellant to be sent through registered post acknowledgment due. The other set of notices will be sent through ordinary course. Rule is made returnable within a period of three weeks.

In case of failure to comply with the directions, the appeal shall stand dismissed qua respondent No. 2/5.

Learned counsel Mr. Ajay Purohit appearing for the respondent submits that correct name of respondent No. 1/2 is 'Khushboo' in place of Neetu.

Learned counsel for the appellant is directed to take necessary steps in this regard.

List this matter in second week of April, 2017.

(DEEPAK MAHESHWARI), J.

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सत्यमेव जयते