

# C.P.C - Order-22

1. Suit against several defendant of whom one died before filling of the suit is held not nullity. | *13 MLR(AD) 203*
2. Rule-4: Where the defendant **died before the institution of the suit against him** , the court has no jurisdiction to substitute the representatives and allow the suit to proceed against them because the suit against a dead defendant is nullity. | *5LNJ(AD) 30, AIR 1966(All) 353(FB)*
3. Rule-4: The question of abetment of whole suit depends on whether the defendant was such a necessary party that his absence would result in the dismissal of the whole suit. | *5 LNJ(AD) 30*

Collected By: [Adv. Md. Shahnewaz Zwaki \(Imon\)](#)