

SECTION- IV
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO. 3 OF 2011

(Application for bringing on record of Lrs. of deceased Respondent no. 1)

AND

INTERLOCUTORY APPLICATION NO. 4 OF 2011

(Application for Condonation of delay in filing the Substitution application)

IN

CIVIL APPEAL NO. 353 OF 2007

Kulwinder Singh

....Appellant

VERSUS

Mohan Singh (D) Thr. Lrs. & Anr.

....Respondents

OFFICE REPORT

The appeal alongwith applications above mentioned was listed before the Hon'ble Court on 04.05.2011, when the Court was pleased to pass the following order:

**“Delay condoned in filing substitution.
Issue notice on the substitution
application.”**

It is further submitted that notice to the Lrs. of deceased Respondent No. 1 was issued through Regd. A.D. post on 08.07.2011. Mr. Subhash Bhowmick has on 19.02.2016 filed Vakalatnama/appearance on behalf of LR No. 1(i). Unserved cover containing notice in respect of Respondent No. 1(ii) has been received back with postal remark “*unclaimed*”. In terms of Ld. Registrar's order dated 28.08.2012, it is treated as proper service.

Pursuant to Ld. Registrar's order dated 27.11.2015, notice for publication in respect of unserved Lr. Nos. 1(iii) & 1(iv) was given to Counsel for the appellant for publication. Counsel has on 08.02.2016 filed Affidavit alongwith proof of publication of notice in the newspapers, but nobody has entered appearance on their behalf.

Service on proposed Lrs. of deceased Respondent No. 1 is complete.

The applications in the appeal above mentioned are listed before the Hon'ble Judge in Chambers for Orders with this report.

Dated this the 23rd day of February, 2016.

Sd/-
ASSISTANT REGISTRAR

Copy to :

1. **Mr. Prem Malhotra (Advocate)** Chamber no. 131, Old Lawyers' Chamber, Supreme Court of India, New Delhi
2. **Mr. U.S. Prasad (Advocate)** D-81, Amar Colony, Lajpat Nagar, New Delhi
3. **Mr. Subhashish Bhowmick (Advocate)** 126, Lawyers' Chamber (Old), Supreme Court, New Delhi-110 001

ASSISTANT REGISTRAR