

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 1455 OF 2004

U.P.STATE INDUSTRIAL DEVELOPMENT
CORPORATION LTD. Appellant (s)

VERSUS

HEM CHAND (D) BY LRS. & ORS. Respondent(s)

(With appln.(s) for permission to submit additional document(s)
and office report)

With
C.A.No.1456/2004 (with office report)

Date: 20/05/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.S. SIRPURKAR
HON'BLE MR. JUSTICE R.M. LODHA
(VACATION BENCH)

For Appellant(s) Mr. Vishwajit Singh, Adv.
Mr. Siddharth Sengar, Adv.
Mr. Ritesh Agrawal, Adv.

For Respondent(s) Mr. Prijat Sinha, Adv.
Ms. Reshmirea Sinha, Adv.
Mr. S.C. Ghosh, Adv.
Mr. Snehasish Mukherjee, Adv.

Mr. Shail Kumar Dwivedi, AAG.
Mr. Pramod Swarup, Adv.
Mr. Manoj Kr. Dwivedi, Adv.
Mr. Gunnam Venkateswara Rao, Adv.

UPON hearing counsel the Court made the following
ORDER

The appeals are disposed of as abated in terms of
the signed order.

(Pawan Kumar)

(M.S.Negi)

Court Master

Court Master

(signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.1455 OF 2004

U.P. STATE INDUSTRIAL DEVELOPMENT
CORPORATION LTD.

... APPELLANT

VERSUS

HEM CHAND (D) BY LRS. & ORS.
RESPONDENTS

...

ORDER

C.A.No.1455/2004

It is admitted that respondent No.2, Sumitra Devi, the co-sharer of respondent No.1 in the matter died and her Legal Representatives (LRs) were not brought on record in time as a result the appeal abated. An application for setting aside the abatement and bringing the legal representatives on record was made. The same was dismissed as being delayed by 968 days. In that view the matter cannot survive even against the other respondents. The appeal is disposed of as abated accordingly.

C.A.No.1456/2004

For the same reasons as mentioned above this appeal preferred by Hem Chand(Dead) by LRs. is also abated and the same is disposed of as such.

.....J.
(V.S. SIRPURKAR)

.....J.
(R.M. LODHA)

NEW DELHI,
MAY 20, 2009.