

SECTION : XIV
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2763/2002

AMRIT KUMAR SANGHI (DEAD) & ORS. ...APPELLANTS

VERSUS

MRS. UMA SANGHI & ORS. ...RESPONDENTS

OFFICE REPORT

The matter above mentioned was listed before the Court of Ld. Registrar on 20.08.2014, when the Court was pleased to pass the following order:-

"Ld.counsel for for the respondent Nos.13-16 seeks and is given four weeks time as last chance to file the counter affidavit. The other served respondents shall also be at liberty to file the counter affidavit within the period provided above.

The Ld.counsel for the appellants has stated that no opportunity should be provided to the respondent Nos.13-16 for filing the counter affidavit. This appears to be a spurious argument when tested on the touchstone of the Rules.

List again on 22.09.2014."

It is submitted that despite the aforesaid order, counsel for respondent Nos. 13-16 has not filed counter affidavit so far.

It is further submitted that there are 18 respondents in this appeal. Service of notice of lodgment of petition of appeal is complete on all the respondents. Name of Respondent No. 2 has been deleted vide Court's Order dated 27.09.2005. Respondent Nos. 13 to 16 are represented by M/S. K.J. John & Co., Advocates and respondent Nos. 4, 5 & 18 are represented by Ms. Pratibha jain, Advocate. Mr. Senthil Jagadeesan, Advocate filed vakalatnama on behalf of Respondent Nos. 8 and 9. Respondent Nos. 1, 3, 6, 7 and 10 to 12 and 17 have not entered appearance so far though served with notice.

It is further submitted that Mr. Senthil Jagadeesan, Advocate on behalf of respondent nos. 8 and 9 has filed a letter dated 16.02.2014 stating that he used to represent

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respondent nos. 8 and 9 but respondent no. 8 later expressed his desire to appear in person and has instructed him to appear only in respect on respondent no. 9. He has also stated that respondent no. 8 has stated that he has not filed any contempt petition. (copy of letter is enclosed herewih). However respondent no. 8 has neither filed an application to appear and argue in person not has withdrawn the comtempt petition filed on behalf of him on 6.03.2003 by his erstwhile advocate Mr. C.K.Sasi.

It is lastly submitted that Mr. Senthil Jagadeesan, Advocate was requested to file an application for discharge of advocate in respect of respondent no. 8 but he has not done the needful so far. As per record Mr. Senthil Jagadeesan, Advocate is representing respondent nos. 8 and 9.

Original record has been received from the concerned High Court and available with this Court.

The appeal above mentioned is listed before the Ld. Registrar Court with this Office Report.

DATED THIS, THE 19th DAY OF SEPTEMBER, 2014.

ASSISTANT REGISTRAR

Copy to:

1. Ms. Praveena Gautam, Advocate
2. Mr. Siddharth Choudhry, Advocate
3. M/s Mitter & Mitter Co., Advocate
4. Mr. Yash Raj Deora, Advocate
5. Mr. Senthil Jagadeesan, Advocate
6. M/s K.J. John & Co. Advocate
7. Ms. Pratibha Jain, Advocate

ASSISTANT REGISTRAR

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