

Listed on: 14.10.2015

Court No.

Item No.

SECTION XIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTARY APPLICATION No.....

(Application for substitution in respect of deceased applicant No. 2)

IN

CIVIL APPEAL No. 6463 OF 2011.

M. P. Narayanan Nambeesan & Ors.

...Appellants

Versus

State of Kerala &Ors.

...Respondents

OFFICE REPORT ON DEFAULT

The matter above-mentioned was listed administratively before the Ld. Registrar on 28.05.2015, when he was pleased to pass the following order:

“I.A for substitution is defective and these have not been cured despite orders. List before the Hon'ble Judge in Chambers for orders.”

It is submitted that counsel for the appellant has filed an application to bring on record Lrs. of deceased applicant No. 2 (died on 21.09.2011) with application for condonation of delay (Delay of 805 days) in filing the said application for substitution but the same was defective as:

1. The application for setting aside abatement being not filed (Delay of 805 days).
2. The counsel has neither filed the vakalatnama/appearance on behalf of proposed Lrs. of deceased appellant No. 2 nor has filed chamber summons in respect of proposed Lrs.

-2-

The counsel for appellant has not cured the defects despite request.

Hence default on part of counsel for the appellant is reported to Hon'ble Judge in Chambers for orders.

Dated this the 17th day of September, 2015.

Sd/-
ASSISTANT REGISTRAR