

Listed on: 28.07.2016

Court No. R-1
SECTION XIA

Item No. 5

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 2369 OF 2008.

Chief G.M. Telecommunications & Ors.

...Appellants

Versus

Rabinarayan Das & Anr.

...Respondents

OFFICE REPORT

The matter above-mentioned was listed before the Hon'ble Judge in Chambers on 28.04.2016, when the Court was pleased to pass the following Order:-

“Since death certificate is already on record, the appellants need not file the same.

As a last chance, learned counsel for the appellants seeks one week's time to remove the defects in the application for substitution in respect of deceased respondent No. 1.”

It is submitted that counsel for the appellant has on 29.04.2016 filed change pages and application for condonation of delay in filing substitution and application for setting aside abatement but he has not filed deficit Court fee of Rs. 200/- more on two applications i.e. application for condonation of delay in filing substitution and application for setting aside abatement and he has not filed supporting affidavit duly sworn in support of applications. A letter regarding this has been issued on 05.05.2016 to the counsel for the Appellant to cure the defects but he has not done the needful so far.

It is further submitted that he has on 26.07.2016 filed Notice of motion instead of filing chamber summons, hence application for substitution could not be processed registered.

The matter above-mentioned is listed before the Ld. Registrar with this office report.

Dated this the 27th day of July, 2016.

ASSISTANT REGISTRAR

Copy to :-

1. Mr. Anil Kumar Tandale, Adv. (114, Lawyer's Chambers)
2. Mr. Shibashish Misra, Adv. (SCBA)