

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

I.A.Nos.1,2 and 3 in

Petition(s) for Special Leave to Appeal (Civil) No(s).4179/2004

(From the judgement and order dated 11/12/2003 in RSA No. 5387/2003 of The HIGH COURT OF

PUNJAB & HARYANA AT CHANDIGARH)

BRIJ MOHAN GAIND (DEAD)

Petitioner(s)

VERSUS

KAMALJIT SINGH & ANR.

Respondent(s)

(I.A.No.1: appln. for substitution)

(I.A.No.2: appln. for c/delay in filing substitution )

(I.A.No.3: appln. for setting aside abatement of the above titled SLP)

Date: 14/09/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner(s)

Mr. E.C. Agrawala,Adv.

For Respondent(s)

Mr. Debasis Misra,Adv.

UPON hearing counsel the Court made the following

O R D E R

There is a delay of 378 days in filing the application for substitution. Petitioner has

filed an application for setting aside abatement. An explanation was given for the delay in

filing the application that the husband of the petitioner as well as her son have

died during

this period. The applicant hails from Chandigarh but forced to go to Dehradun and she

did not come to know about the date of the case. Thereafter she tried to contact her

counsel at Delhi but due to summer vacation counsel was not available. In this process

long delay has taken place. Delay in filing application for substitution is condoned. The

substitution is allowed.

NWAL SINGH)

(R.K. DHAWAN)

(KA

RT MASTER

COURT MASTER

COU