

LISTED ON: 11-4-2016
COURT NO. : 3
ITEM NO. : 43

SECTION XIIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) Nos. 14419-14420 of 2013.

WITH
PRAYER FOR INTERIM RELIEF
AND
INTERLOCUTORY APPLICATION NO.

(Application for substitution and condonation of delay in filing substitution application)

MIRZA QURBAN ALIBAIG (SINCE DIED) ...Petitioner

-Versus-

LIC OF INDIA

...Respondent

OFFICE REPORT

The matters above-mentioned were listed before the Hon'ble Court on 8th April, 2013, when the Hon'ble Court was pleased to pass the following order :-

“Delay condoned.
Issue notice.”

Subsequently, the matters were listed before the Hon'ble Court on 9th March, 2016, when the Hon'ble Court was pleased to pass the following order:

“Learned counsel for the petitioner states, that the petitioner has since passed away, and that, he needs some time to bring the Lrs. of the deceased petitioner on record.

Prayer is allowed.

The Lrs. of the deceased petitioner be brought on record within four weeks from today, by moving an appropriate application.

List thereafter. ”

It is submitted to the Hon'ble Court that Counsel for the Petitioner has on 8th April, 2016 filed an application for substitution to bring on record the Lrs. (i) to (v) of deceased Petitioner alongwith application for condonation of delay in filing an application for substitution as there is a delay of 409 days in filing application for substitution. But the same is defective as the Counsel for the Petitioner has only filed vakalatnama/appearance on behalf of Lr (ii) of deceased petitioner. The unregistered applications are placed before Hon'ble Court's kind perusal.

It is further submitted that Mr. Ashok Panigrahi, Advocate has entered appearance and counter affidavit on behalf of Sole Respondent and the same is already included in SLP paper books.

It is also submitted that Rejoinder Affidavit filed by Counsel for the Petitioner has already been included in SLP paper books.

Service is complete.

The matter above-mentioned is listed before the Hon'ble Court with this Office Report.

Dated this, the 9th day of April, 2016.

ASSISTANT REGISTRAR

Copy to:

1. Ms. Mridula Ray Bharadwaj, Advocate
2. Mr. Ashok Panigrahi, Advocate

ASSISTANT REGISTRAR