

LISTING ON 29.08.2016
BEFORE REGISTRAR COURT NO. 1
ITEM NO. 4

SEC.IV-A

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 19590 OF 2010 AND
18683 OF 2011
WITH PRAYER FOR INTERIM RELIEF

KANTHARAJU (D) BY LRS. ...PETITIONERS
-VERSUS-
YASHODAMMA (D) BY LRS. & ORS. ...RESPONDENTS

OFFICE REPORT

The matters above mentioned were listed before the Registrar Court on 11.05.2016, when the following order was passed:

“SLP(C)NO.19590/2010

Last opportunity of two weeks is granted for filing application for substitution of legal representatives of respondent Nos. 1a, 1b, if so desired. Registry to process thereafter.

Status of remaining respondents be mentioned in the next office report.

SLP(C) NO.18683/2011

Last opportunity of two weeks is granted for filing application for substitution of legal representatives of respondent Nos. 1a, 1b, if so desired. Registry to process thereafter.

Opportunity to respondent nos. 1c to 1f, 6 to file counter affidavit has already been declined.

Respondent nos. 2a to 2c and 4 are granted four weeks time as last opportunity for filing counter affidavit.

List again on 29.8.2016.”

SLP NO. 19590 OF 2010

There are Respondent nos. 1(a) to 1(f) , 2(a) to 2(e), 3, 4(a) to 4(f), 5(a) to 5(d) and 6. Mr. Naresh Kr. Advocate has filed vakalatnama/appearance on behalf of respondent no. 1(c) to 1(f), 2(b), 2(d). Mr. G.N. Reddy, Advocate has filed vakalatnama/appearance on behalf of respondent no. 3. Mrs. Vijayanthi Girish, advocate has filed vakalnama/appearance on behalf of respondent no. 4(a) to 4(f) and 6 but counter affidavit not filed on their behalf. Counsel for the petitioner has filed affidavit of service of chamber summons stating therein that 5(b) to 5(d) of deceased respondent no. 5 have received the dasti notice and affix their signature and

respondent no. 5(a) namely H. Nagaraj since died on 06.08.2012 and stated that there is no other Lr of deceased respondent no. 5(a). Lrs of deceased respondent no. 2 received, they have read the contents of the same but they refused to received the notice and as such copy of chamber summons sent to Lr of deceased respondent no. 2 by speed post.

It is submitted that Mr. S.N. Bhat, Advocate has filed counter affidavit in respect of respondent nos. 1(c) to 1(f) and 2(a) to 2(e) without filing Vakalatnama/Memo of appearance in respect of them. However, respondent nos. 1(c) to 1(f), 2(b) and 2(d) are already represented by Mr. Naresh Kumar, Advocate.

It is further submitted that counsel for the petitioner has not filed any application for substitution for bringing on record the Lrs. of deceased respondent Nos. 1(a) & 1(b) so far. In respect of respondent no. 5(a) counsel has not taken any steps.

Service is complete on all the respondents except respondent nos. 1(a), 1(b) and 5(a).

SLP NO. 18683 OF 2011

There are Respondent nos. 1(a) to 1(f) , 2(a) to 2(e), 3, 4, 5(a) to 5(d) and 6 in this matter. Mr. S.N. Bhat, Advocate has put appearance on behalf of respondent nos. 1(c) to 1(f) and 2(a) to 2(d) but no counter affidavit is filed so far. A.D. cards duly signed have been received in respect of respondent nos. 3, 5(a) to 5(d), but no Vakalanama/Memo of appearance is filed so far. Mrs. Vijayanthi Girish, Advocate has put appearance on behalf of respondent nos. 4 and 6 but no counter affidavit is filed so far. Respondent nos. 1(a) and 1(b) are dead and counsel for the petitioner has not filed application for substitution to bring on record the proposed Lrs. of deceased respondent nos. 1(a) and 1(b) so far.

Service is not complete upon respondent nos. 1(a) and 1(b).

The matters above mentioned are listed before the Registrar Court with this office report.

Dated this the 26th day of August, 2016.

ASSISTANT REGISTRAR

Copy to:

1. Dr. Sushil Balwada, Advocate
2. Ms. Vijayanthi Girish, Advocate
3. Mr. Naresh Kumar, Advocate
4. Mr. S.N. Bhat, Advocate

ASSISTANT REGISTRAR