

Listed on : 7.08.2016
Court No. : R-1
Item No. : 11

**SECTION IIIA
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

SPECIAL LEAVE PETITION TO APPEAL (C) NOS. 16908, 16910 AND 23917 OF 2011

DY. COMMISSIONER OF INCOME TAX S.R.-2

....PETITIONER

VERSUS

KHANDUBHAI V DESAI

....RESPONDENT

OFFICE REPORT

The matters above-mentioned were listed before the Ld. Registrar's Court on 8th August, 2016, when the following order was passed:-

"SLP (C) NO. 16908, 23917 OF 2011

Application for bringing on record the legal representatives of deceased sole respondent has not been filed. As such, process under rules.

SLP (C) NO. 16910/2011

Appropriate steps for service of the sole respondent be taken within two weeks time. Registry to issue notice thereafter in terms of the appropriate standing orders. Last opportunity is granted for filing deficit court fee by the petitioner within the same period.

List again on 7.10.2016."

SLP NOS. 16908 AND 23917 OF 2011

The matters above-mentioned were listed before Hon'ble Judge-in-chamber on 16th September, 2016 when his Lordship was pleased to pass the following order:-

"Four weeks' time is granted to the learned counsel for the petitioner to file application for bringing on record the legal representatives of deceased sole respondent in both the special leave petitions."

It is submitted that Counsel for the petitioner has on 3rd October, 2016 filed an application for application for bringing on record the legal representatives of deceased sole respondent alongwith an application for condonation of delay in filing application which is defective as the address of legal representative of deceased sole respondent does not match with address given in annexure.

SLP NO. 16910 OF 2011

It is submitted that counsel for the petitioner has not filed deficit court fee to issue notice to abroad to sole respondent who is residing in Australia. Hence notice could not be issued so far.

The matters above-mentioned are listed before the Ld. Registrar's Court for Order.

DATED THIS THE 6TH DAY OF OCTOBER, 2016.

ASSISTANT REGISTRAR

Copy To:-

Mrs. Anil Katiyar, Advocate

Mr. P.S. Sudheer, Advocate

ASSISTANT REGISTRAR