

SECTION XII
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 10527-10529 OF 2011

WITH

INTERLOCUTORY APPLICATION NO. 7

(Application for Substitution of Legal Representatives of the Deceased Respondent No. 1)

WITH

INTERLOCUTORY APPLICATION NO. 8

(Application for Condonation of delay in filing the application for substitution of legal representative of the Deceased Respondent No.1)

WITH

INTERLOCUTORY APPLICATION NO. 9

(Application for exemption from filing official translation of death certificate of the Deceased Respondent No. 1)

Divisional Engineer, BSNL etc. etc.

...Appellants

Versus

Lillibhai(since Died) & Ors etc. etc.

...Respondents

OFFICE REPORT

The matters above-mentioned were listed before the Ld. Registrar's Court on 28th September, 2016, when the following order was passed:-

"Ld. counsel for the appellant shall file the spare copies for issuance of notice in the I.As filed by him within two weeks.

Issue reminder to the High Court for certification of service in respect of the respondent No. 8 in C.A. No. 10527/2011 (common respondent No. 2 in C.A.No. 10528-529/2011).

List the matter again on 10.11.2016."

It is submitted that Mr. Pavan Kumar, Counsel for the appellant has on 29th September, 2016 filed requisite spare copies and show cause notice in Interlocutory Application Nos. 7 to 9 was issued on 10th October, 2016. Postal Track report of notice shows that parcel was served on proposed Legal Representative No. 3 of deceased Respondent No. 1 on 18th October, 2016 but no one has entered vakalatnama and appearance on their behalf so far. Parcel containing notice to

Legal Representative Nos. 1, 2, 4, 5 and 6 has been received back at GPO, New Delhi.

It is further submitted that reminder regarding certificate of service in respect of Respondent No. 8 in Civil Appeal No. 10527 of 2011 (Common Respondent No. 2 in Civil Appeal Nos. 10528-10529 of 2011) was issued on 30th September to the High Court but no reply thereof has been received so far.

It is further submitted that there are eight respondents in C. A. No. 10527 of 2011, two respondents in C. A. No. 10528 of 2011 and two respondents in C. A. No. 10529 of 2011. Respondent No. 8 in C. A. No. 10527 of 2011, respondent No. 2 in C. A. No. 10528-10529 of 2011 is common. Certificate of service in respect of all the respondents except respondent No. 8 (common respondent No. 2 in C. A. No. 10528-10529 of 2011) has been received but no one has entered vakalatnama/appearance on their behalf so far.

Service of notice is not complete on respondent No. 8 in C. A. No. 10527 of 2011 (common respondent no. 2 in C. A. No. 10528-10529 of 2011) and Legal Representative Nos. 1, 2, 4, 5 and 6 of deceased Respondent No. 1.

The matters alongwith applications above mentioned are listed before the Ld. Registrar's Court with this office report.

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

ASSISTANT REGISTRAR

COPY TO:.. Mr. Pavan Kumar, Advocate

ASSISTANT REGISTRAR

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