

H  
SLP(C)No. 14834 OF 2000

ITEM No.25

Court No. 4

SECTION XI  
A/N MATTER

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

Petition(s) for Special Leave to Appeal (Civil) No.14834/2000

(From the judgement and order dated 12/08/1999 in CFA 722/86  
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

U.P. AVAS EVAM VIKAS PARISHAD

Petitioner (s)

VERSUS

RAGHUNATH SINGH(DEAD) & ANR.

Respondent (s)

( With appln. for exemption from filing O.T. and with prayer for  
interim relief ) ( With appln. for impleadment )  
With

SLP(C)No.14835/2000@@

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( With appln. for exemption from filing O.T. & with prayer for  
interim relief ) ( With appln. for impleadment )

SLP(C)No.2911/2001, SLP(C)No.2912/2001, SLP(C)No.2913/2001, 2915/2001@@

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2916/2001, 2917/2001, 2918/2001, 2921/2001@@

CC

( With prayer for interim relief )

SLP(C)No. 2922/2001@@

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( With appln. for c/delay in filing SLP & exemption from filing O.T.  
& exemption from filing c/c of the impugned judgment & with prayer  
for interim relief )

SLP(C)No.2924/2001, 2925/2001, 2926/2001, 2927/2001, 2929/2001,@@

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2930/2001, 2931/2001@@

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( With prayer for interim relief )

SLP(C)No. 9255/2001, 9261/2001, 9259/2001, 9260/2001@@

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( With appln. for c/delay in filing SLP & exemption from filing OT  
and exemption from filing c/c of the impugned judgment and with  
prayer for interim relief )

Date : 08/10/2001 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE  
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mr. Rakesh Dwivedi,Sr.Adv.  
Mr. P.N. Gupta,Adv.

For Respondent (s)  
in SLP 14834/2000 Mr. Anil Kumar Sangal,Adv.  
& 14835/2000 Nr. Anurag Pandey,Adv.

In SLP 14835/2000 Mr. Alok Singh,Adv.  
Dr.(Mrs.)Vipin Gupta,Adv.

UPON hearing counsel the Court made the following  
O R D E R

.....L.....I.....T.....T.....T.....T.....T.....T.....J.  
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In S.L.P.(C)No.2912/2001@@  
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It is reported that the sole respondent-Roop Chand in this petition, has died in the year 1994 during the pendency of the appeal before the High Court and he was not substituted by the legal representatives and, therefore, the appeal had abated. It is not denied by the petitioner's counsel. We, therefore, set aside the judgment under challenge and send the matter back to the High Court. However, it will be open to the petitioner to move an application for substitution along with an application for condonation of delay before the High Court. In case such an application is filed, the High Court shall consider and decide the said application in accordance with law.

With the aforesaid direction, the petition stands disposed of.

In S.L.P.(C)No. 9261/2001@@  
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Delay condoned.

It is reported that the sole respondent-Chaman Lal in this petition has died in the year 1990 during the pendency of the appeal before the High Court and he was not substituted by the legal representatives and, therefore, the appeal had abated. It is not denied by the petitioner's counsel. We, therefore, set aside the judgment under challenge and send the matter back to the High Court. However, it will be open to the petitioner to move an application for substitution along with an

application for condonation of delay before the High Court. In case such an application is filed, the High Court shall consider and decide the said application in accordance with law.

With the aforesaid direction, the petition stands disposed of.

In S.L.P.(C)No.9255/2001@@  
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Delay condoned.

It is reported that the sole respondent-Asharfi Lal in this petition has died in the year 1989 during the pendency of the appeal before the High Court and he was not substituted by the legal representatives and, therefore, the appeal had abated. It is not denied by the petitioner's counsel. We, therefore, set aside the judgment under challenge and send the matter back to the High Court. However, it will be open to the petitioner to move an application for substitution along with an application for condonation of delay before the High

Court. In case such an application is filed, the High Court shall consider and decide the said application in accordance with law.

With the aforesaid direction, the petition stands disposed of.

In S.L.P.(C)No. 9259/2001@@

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Delay condoned.

It is reported that the sole respondent-Bharat

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Singh in this petition has died in the year 1998 during the pendency of the appeal before the High Court and he was not substituted by the legal representatives and, therefore, the appeal had abated. It is not denied by the petitioner's counsel. We, therefore, set aside the judgment under challenge and send the matter back to the High Court. However, it will be open to the petitioner to move an application for substitution along with an application for condonation of delay before the High Court. In case such an application is filed, the High Court shall consider and decide the said application in accordance with law.

With the aforesaid direction, the petition stands disposed of.

In S.L.P.(C)No.2922/2001@@

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Delay condoned.

It is reported that Arjun Singh (Respondent No.1), Shamsher Singh ( Respondent No.2 ) & Preetam Singh (Respondent No.3) have died in the year 1992, 1981 & 1994 respectively during the pendency of the appeal before the High Court and they were not substituted by the legal representatives and, therefore, the appeal had abated. It is not disputed by the petitioner's counsel. We, therefore, set aside the judgment under challenge and send the matter back to the High Court. However, it will be open to the petitioner to move an application for substitution along with an application for condonation of

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delay before the High Court. In case such an application is filed, the High Court shall consider and decide the said application in accordance with law.

With the aforesaid direction, the petition stands disposed of.

In S.L.P.(C) Nos. 14834, 14835/2000, 2911, 2913,@

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2915, 2916, 2917, 2918, 2921, 2924-2927, 2929-2931,@

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9260/2001@@

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Delay condoned in S.L.P.(C)No. 9260/2001.

Leave granted.

Stay to continue.

Tag with C.A. No. 4866/1999.

Let the applications for impleadment be considered at the time of hearing of the appeals.

It is open to the respondents in CAs @ SLP

14834-35/2000 to contest the office objections before the  
Registry.

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(Neelam Kawatra)  
Court Master

(S. Krishnan)  
Court Master