

ITEM NO.1713

COURT NO.3

SECTION XI-A

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 7628/2012

KARACHETTA SAFIYABI (DEAD) BY LRS. &amp; ORS.

Appellant(s)

VERSUS

NELLAL ASYABI &amp; ORS.

Respondent(s)

IA No. 254838/2023 - APPLICATION FOR ABATEMENT

IA No. 254856/2023 - APPLICATION FOR ABATEMENT

IA No. 254837/2023 - APPLICATION FOR CONDONATION OF DELAY IN FILING  
THE APPLICATION FOR SETTING ASIDE THE ABATEMENTIA No. 254858/2023 - APPLICATION FOR CONDONATION OF DELAY IN FILING  
THE APPLICATION FOR SETTING ASIDE THE ABATEMENT

IA No. 254854/2023 - APPLICATION FOR SUBSTITUTION

IA No. 254836/2023 - APPLICATION FOR SUBSTITUTION

Date : 23-05-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE UJJAL BHUYAN  
[IN CHAMBERS]For Appellant(s) Mr. K. Rajeev, AOR  
Ms. Niveditha R Menon, Adv.  
Mr. Aditya Verma, Adv.  
Mr. Tarun Kumar, Adv.For Respondent(s) Mr. A. Karthik, AOR  
Mr. Sugam Agrawal, Adv.UPON hearing the counsel the Court made the following  
O R D E R

There are two sets of Interlocutory Applications. One relates to deceased appellant no. 2 and the other related to deceased appellant no. 4

2. I.A. Nos. 254836/2023, 254838/2023 and 254837/2023 have been filed to bring on record the legal representatives of deceased appellant no. 2, for setting aside abatement and for condonation of delay of 49 days in filing application for setting aside abatement.

2. On the other hand, I.A. Dy. No. 254854/2023, 254856/2023 and 254858/2023 have been filed to bring on record the legal representatives of deceased appellant no. 4, for setting aside abatement and condonation of delay 571 days in filing application for setting aside abatement.

3. Learned counsel for the appellants submits that the defects pointed out by the Registry qua deceased appellant no. 4 have been cured.

4. After hearing learned counsel for the appellants, all interlocutory applications are allowed.

5. Delay condoned.

6. Abatement is set aside.

7. Let the legal representatives of deceased appellant nos. 2 and 4 be brought on record.

8. Amended memo of parties be filed within two weeks.

(KANCHAN CHOUHAN)  
SENIOR PERSONAL ASSISTANT

(AKSHAY KUMAR BHORIA)  
COURT MASTER (NSH)