

ITEM NO.51

COURT NO.3

SECTION XI

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

Petition(s) for Special Leave to Appeal (C) No(s). 13507/2004

(Arising out of impugned final judgment and order dated 12/05/2004 in CMWP No. 46297/2002 passed by the High Court Of Judicature at Allahabad)

RAM WATI (D) THR. LRS.

Petitioner(s)

VERSUS

MAHESH CHAND & ORS.

Respondent(s)

(Appln.(s) for substitution, c/delay , setting aside an abatement, withdrawal of SLP, exemption from filing O.T. and office report)

Date : 01/05/2015 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.K. AGRAWAL
[IN CHAMBER]For Petitioner(s) Ms. Sandhya Goswami,Adv.
Mr. M.P.S. Tomar,Adv.
Mr. Nikhar Berry,Adv.For Respondent(s) Dr. Ch. Sham,Adv.
Mr. Rameshwar Prasad Goyal,Adv.UPON hearing the counsel the Court made the following
O R D E R

Heard learned counsel for the parties.

There is a delay of 312 days in filing substitution application to bring on record the legal heirs of deceased respondent No.3-Suresh Chand on died on 15.11.2013. The delay is sufficiently explained and hence it is condoned.

The application for substitution to bring on record the legal heir of deceased respondent No.3 is allowed and the legal

heir mentioned in paragraph 3 of the application, is permitted to come on record.

The abatement is also set aside.

Application for withdrawal of special leave petition is allowed. Accordingly, the special leave petition is dismissed as withdrawn.

[O.P. SHARMA]
COURT MASTER

[PARDEEP KUMAR]
AR-cum-PS