

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL (C) No. 22574 OF 2013
(WITH PRAYER FOR INTERIM RELIEF)

STATE OF U.P. (NOW UTTARAKHAND) & Ors.

....PETITIONERS

-VERSUS-

KEWAL RAM (Dead)

....RESPONDENT

OFFICE-REPORT

The matter above mentioned was listed before Ld. Registrar's Court on 16.01.2014, when the Court was pleased to pass the following order:

"Learned counsel for the petitioner is directed to take steps to bring the Lrs. of the deceased respondent on record, as last chance. List the matter on 3.4.2014."

It is submitted that Mr. J.K. Bhatia, Advocate has on 11.03.2014 filed an application for substitution of deceased sole respondent but the application is defective. There is a delay of 550 days in filing the substitution application but application for condonation of delay has not been filed. Notice of motion has not been filed on the proposed Lr. of deceased sole respondent.

It is further submitted that the matter above-mentioned was listed before the Ld. Registrar's Court on 03.04.2014, when the Court was pleased to pass the following order:

**"Ld.counsel for the petitioners is present.
None for the respondent.
What gets revealed from the perusal of the office report is that the Ld.counsel for the petitioner has filed an application for bringing on record the legal representative of the deceased sole respondent but the same is defective.**

**Ld.counsel for the petitioner is directed to cure the defects whatever have been found in the said application within a period of two weeks failing which appropriate orders shall follow on the next date.
List again on 25.07.2014"**

It is submitted that the counsel has not filed notice of motion to be served taken on the proposed Lr. Of deceased sole respondent.

Service is not complete on sole respondent (being deceased).

The matter above mentioned is listed before the Ld. Registrar's Court with this Office Report.

Dated this the 23rd day of July, 2014.

ASSISTANT REGISTRAR

copy to:

Mr. J.K. Bhatia, Advocate

ASSISTANT REGISTRAR