

\230SLP CC 16098/2016

1

ITEM NO.34

COURT NO.4

SECTION XI

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 (C).....CC 16098/2016

(Arising out of impugned final judgment and order dated 10/05/2016

in CMWP No. 3106/1999 passed by the High Court of Judicature at Allahabad)

RUSTOM K. GHANDHI & ANR.

Petitioner(s)

VERSUS

TARUN AGARWALA AND ORS

Respondent(s)

(With appln. (s) for c/delay in filing substitution appln. and permission to file SLP and substitution and office report)

Date : 09/09/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA

HON'BLE MR. JUSTICE C. NAGAPPAN

For Petitioner(s) Mr. Shyam Divan, Sr. Adv.

Mr. Ravindra Shrivastava, Sr. Adv.

Mr. Siddhartha Chowdhury, AOR

Mr. Sanjeev Kr. Singh, Adv.

Mr. Pulkit Tare, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

I.A. Nos.2 and 3 of 2016

These are the applications for condonation of delay in bringing legal heirs of the petitioner No.1 on record and for substitution.

Regard being had to the facts and circumstances of the case, delay in filing the application for substitution stands condoned and the abatement is set aside. The legal heirs are allowed to be brought on record. The cause title be rectified accordingly.

SLP CC 16098/2016

2

S.L.P.(C) No....CC 16098/2016

Permission to file the special leave petition is granted.

Delay in re-filing the special leave petition is condoned.

Issue notice.

Tag with Civil Appeal No.5729 of 2011.

Status quo, existing as on today, shall be maintained until further orders.

(Chetan Kumar)

Court Master (H.S. Parasher)

Court Master