

SECTION XII A
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NOS. 33-34 OF 2016

(Application for deletion the name of Respondent No. 40 in CA No. 4731 of 2010 and Respondent No. 48 in CA No. 4732 of 2010)

AND

INTERLOCUTORY APPLICATION NOS. 35-36 OF 2016

(Application for exemption from filing death certificate of deceased Respondent No. 40 in CA No. 4731 of 2010 and Respondent No. 48 in CA No. 4732 of 2010)

IN

CIVIL APPEAL NOS. 4731-4732 OF 2010

T. RAVI & ANR. ETC.

...APPELLANTS

-VERSUS -

B. CHINNA NARASIMHA & ORS. ETC.

...RESPONDENTS

OFFICE REPORT

It is submitted to the Hon'ble Court that counsel for the Appellant has on 15th July, 2016 filed an application for deletion the name of common Respondent No. 40 in CA No. 4731 of 2010 and Respondent No. 48 in CA No. 4732 of 2010 namely Masood Hasim Ali from the array of parties alongwith an application for exemption from filing death certificate of deceased Respondents.

It is further submitted that the father's name of Respondent Nos. 41 & 49 is shown in High Court as well as in Civil Appeal as Mashim Ali Khan in this regard counsel has given a letter dated 27th July, 2016 stating therein that the name of Respondent Nos. 41 & 49, mentioned wrongly as Late Mohd. Mashim Ali Khan instead of Masood Hasin Ali Khan (Copy enclosed). The said application has been registered as I.A. Nos. 33-34 & 35-36 in CA Nos. 4731-4732 of 2010 and are placed herewith for Hon'ble Court's kind perusal.

It is submitted that there are 98 respondents in each of Appeals above-mentioned. Common respondent nos.1 and 70 in C.A. No. 4731 of 2010 and Respondent 65 and 15 in C.A. 4732 of 2010 are represented by Mr. Uttara Babbar, Advocate and Respondent Nos. 2 to 4 & 7 in C.A. No. 4731 of 2010 and Respondent Nos. 66 to 68 and 70 in C.A. No. 4732 of 2010 are represented by Mrs. Rekha Pandey, Advocate. Respondent nos. 8, 36 to 38 in C.A. No. 4731 of 2010 and Respondent nos. 16, 44 to 46 in C.A. No. 4732 of 2010 are represented by Mrs. Anjani Aiyagari, Advocate. Common respondent no. 72 in both the appeals is represented by Mr. B K Satija, Advocate. Common respondent Nos. 14 to 17 in C.A. No. 4731 of 2010 and Respondent nos. 22 to 25 in C.A. No. 4732 of 2010 are represented by Mr. A. Venyagam Balan, Advocate. Respondent nos. 28 to 30

in C.A. No. 4731 of 2010 and Respondent nos. 36 to 38 in C.A. No. 4732 of 2010 are represented by Mr. Abhijit Sen Gupta, Advocate.

Respondent No. 9 in CA No. 4731/2010 & 17 in 4732/2010, Respondent No. 24 in CA No.4731/2010 & 32 in 4732/2010, Respondent No. 31 in CA No. 4731/2010 & 39 in 4732/2010, Respondent No. 32 in CA No. 4731/2010 & 40 in 4732/2010, Respondent No. 40 in CA No. 4731/2010 & 48 in 4837/2010, Respondent No. 41 in CA No. 4731/2010 & 49 in 4732/2010, Respondent No. 43 in CA No. 4731/2010 & 51 in 4732/2010, Respondent No. 44 in CA No. 4731/2010 & 52 in 4732/2010, Respondent No. 45 in CA No. 4731/2010 & 53 in 4732/2010, Respondent No. 46 in CA No. 4731/2010 & 54 in 4732/2010, Respondent No. 47 in C.A. No.4731/2010 and 55 in C.A. No. 4732/2010, Respondent No. 48 in C.A. No.4731/2010 and 56 in C.A. No. 4732 of 2010, Respondent No. 58 in CA No.4731/2010 & 3 in 4732/2010, Respondent no. 59 in C.A. No. 4731/2010 and 4 in C.A. No. 4732/2010, Respondent no. 60 in C.A. No. 4731/2010 and 5 in C.A. No. 4732/2010, Respondent no. 63 in C.A. No. 4731/2010 and 8 in C.A. No 4732/2010 Respondent no. 67 in C.A. No. 4731/2010 and 12 in C.A. No. 4732/2010, Respondent no. 68 in C.A. No. 4731/2010 and 13 in C.A. No. 4732/2010, Respondent no. 69 in C.A. No. 4731/2010 and 14 in C.A. No 4732/2010 Respondent no. 76 in C.A. No. 4731/2010 and 76 in C.A. No. 4732/2010, Respondent no. 80 in C.A. No. 4731/2010 and 96 in C.A. No. 4732/2010, Respondent no. 81 in C.A. No. 4731/2010 and 97 in C.A. No 4732/2010, Respondent no. 83 in C.A. No. 4731/2010 and 9 in C.A. No. 4732/2010, Respondent no. 84 in C.A. No. 4731/2010 and Respondent no. 80 in C.A. No. 4732/2010, Respondent no. 85 in C.A. No. 4731 of 2010 and 81 in C.A. 4732/2010 and respondent no. 86 in C.A. No. 4731/2010 and 82 in C.A. No. 4732/2010, Respondent no. 87 in C.A. No. 4731/2010 and 83 in C.A. No. 4732/2010, Respondent no. 88 in C.A. No. 4731/2010 and 84 in C.A. No. 4732/2010, Respondent no. 89 in C.A. No. 4731/2010 and 85 in in C.A. No. 4732/2010, Respondent no. 90 in C.A. No. 4731/2010 and 86 in C.A. No. 4732/2010, Respondent no. 72 in C.A. No. 4731/2010 and 88 in C.A. No. 4732/2010, Respondent no. 93 in C.A. No. 4731/2010 and 89 in C.A. No. 4732/2010 and Respondent no. 94 in C.A. No. 4731/2010 and 90 in C.A. No. 4732/2010. Respondent no. 96 in C.A. no. 4731/2010 and 92 in C.A. no. 4732/2010, Respondent no. 97 in C.A. No. 4731/2010 and 93 in C.A. No. 4732/2010 and Respondent no. 98 in C.A. No. 4731/2010 and 94 in C.A. No. 4732/2010 have been served with the notice but they have not entered

appearance before this Court so far.

It is also submitted that counsel for the petitioner has on 23rd September, 2014 filed affidavit of service with proof of publication in respect of following Respondent Nos. 12, 13, 18, 20 to 22, 25 to 27, 35, 42, 49-52, 54, 57, 61-62, 64-66, 73 and 75, 77 to 79, 82, 91 and 95 in C.A. No. 4731 of 2010 and Respondent Nos. 2, 6, 7, 9 to 11, 20-21, 26, 28-30, 33 to 35, 43, 50, 57 to 60, 62, 73, 75, 77, 78, 87, 91, 95 and 98 in C.A. No. 4732 of 2010. But no one has entered appearance so far.

The name of Respondent nos. 10, 11, 19, 23, 33, 34, 39, 53, 55 and 56 in C.A. No. 4731/2010 and Respondent nos. 18, 19, 27, 31, 41, 42, 47, 61, 63 & 1 in C.A. No. 4732/2010 have been deleted from array of parties vide Court's order dated 24th February, 2011.

The name of common Respondent No. 74 in CA No. 4731/2010 & 4732 of 2012 has been deleted vide Court's Order dated 21st July, 2014.

It is lastly submitted that appeal against Respondent No. 26 in CA No. 4731 and Respondent No. 34 in 4732 of 2010 has been dismissed vide Court's Order dated 10th November, 2014.

Service is complete on Lr. of deceased Respondent Nos. 5 and 69 in CA No. 4731 and 4732 of 2010 and Lr. of deceased Respondent Nos. 7 and 71 in CA Nos. 4731 and 4732 of 2010 respectively by affidavit of service but no one has entered appearance on their behalf so far.

The applications above-mentioned in the appeals are placed before the Hon'ble Court (IN CHAMBER) with this Office Report.

Dated this, the 29th day of July, 2016.

ASSISTANT REGISTRAR

Copy to:

1. Mr. Abhijit Sengupta, Advocate, 407, Lawyer's Chamber,
2. Ms. Rekha Pandey, Advocate, 113, New Lawyer's Chambers.
3. Mr. B.K. Satija, Advocate, 88, Lawyer's chambers
4. Mrs. Anjani Aiyagari, Advocate, 42, Lawyer's Chambers,
5. Ms. Uttara Babbar, Advocate, 112, New Lawyer's Chambers,
6. Mr. A. Venyagam Balan, Advocate, Library, Tel. No.: 9873874363

ASSISTANT REGISTRAR