

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

**INTERLOCUTORY APPLICATION NOS. 17-18/2015**

(Application for substitution to bring on record the Legal Representatives Nos. 5 and 71)  
AND

**INTERLOCUTORY APPLICATION NOS. 19-20/2015**

(Application for condonation of delay in filing application for substitution and setting aside the abatement)

AND

**INTERLOCUTORY APPLICATION NOS. 21-22/2015**

(Application for exemption from filing death certificate)

AND

**INTERLOCUTORY APPLICATION NOS. 23-24/2015**

(Application for substitution to bring on record the Legal Representatives Nos. 7 and 73)

AND

**INTERLOCUTORY APPLICATION NOS. 25-26/2015**

(Application for exemption from filing death certificate)

AND

**INTERLOCUTORY APPLICATION NOS. 27-28/2016**

(Application for impleadment as party respondent)

IN

**CIVIL APPEAL NOS. 4734-4735 of 2010**

ANEES MAKANDAR

APPELLANT

VERSUS

B. CHINNA NARASIMHA & ORS.

RESPONDENTS

**OFFICE REPORT**

It is submitted to the Hon'ble Court that Mr. Vipin Kumar Jai, Advocate for the Appellant has on 27<sup>th</sup> February, 2015 filed an application for substitution to bring on record the Lr. of common deceased Respondent Nos. 5 and 71 in CA Nos. 4734-4735 of 2010, respectively alongwith an application for condonation of delay in filing the same and an application for setting aside the abatement but counsel for the Appellant has not filed death certificate of deceased Respondent. Accordingly, an application for exemption from filing death certificate is filed. Now, counsel has on 13<sup>th</sup> March, 2015 filed death certificate of Deceased Respondent No. 5 and Respondent No. 71 in CA Nos. 4734 and 4735 of 2010. The said applications have been registered as I.A. Nos. 17-18, 19-20, 21-22 and are placed before the Hon'ble Court for its kind perusal.

It is further submitted that Mr. Vipin Kumar Jai, Advocate for the Appellant has on 27<sup>th</sup> February, 2015 filed an application for substitution to bring on record the Lr. of

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common Respondent Nos. 7 and 73 in CA Nos. 4734-4735 of 2010 alongwith an application for exemption from filing the death certificate as counsel has not filed the death certificate in respect of deceased Respondent Nos. 7 and 73.

The said applications have been registered as I.A. Nos. 23-24 of 2015, I.A. Nos. 25-26 of 2015 and are placed before the Hon'ble Court's kind perusal.

Service is incomplete on proposed Legal Representatives of deceased Respondent Nos. 5 and 71 in CA Nos. 4734 & 4735/2010 and proposed Lr of deceased Respondent Nos. 7 and 73 in CA Nos. 4734 & 4735/2010.

It is further submitted that Mr. Ajay Chaudhary, Advocate has on 21<sup>st</sup> July, 2016 filed applications for impleadment as party respondent in the appeals above-mentioned. The said applications are registered as I.A. Nos. 27-28 of 2016.

Service Status:

It is also submitted that there are 99 Respondents in each of the appeals. Common respondent no.1, 72 in C.A. No.4734 of 2010 and respondent no.15, 67 in C.A. 4735 of 2010 are represented by Mrs. Rekha Pandey, Advocate. Respondent Nos.14 to 17 in C.A. No.4734 of 2010, Respondent nos.22 to 25 in C.A. No.4735 of 2010 are represented by Mr. A. Venyagam Balan, Advocate. Respondent No. 26A to 26F in CA No. 4734/2010 and Respondent No. 34A to 34F are represented by Mr. T.V. Ratnam, Advocate.

Respondent No. 2 in CA No.4734/2010 & 68 in 4735/2010, Respondent No. 3 in CA No.4734/2010 & 69 in 4735/2010, Respondent No. 4 in CA No.4734/2010 & 70 in 4735/2010, Respondent No. 6 in CA No.4734/2010 & 72 in 4735/2010, Respondent No. 32 in CA No.4734/2010 & 40 in 4735/2010, Respondent No. 33 in CA No.4734/2010 & 41 in 4735/2010, Respondent No. 60 in CA No. 4734/2010 & 3 in 4735/2010, Respondent No. 61 in CA No. 4734/2010 & 4 in 4735/2010, Respondent No. 62 in CA No. 4734/2010 & 5 in 4735/2010, Respondent No. 65 in CA No. 4734/2010 & 8 in 4735/2010, Respondent No. 69 in CA No. 4734/2010 & 12 in 4735/2010, Respondent No. 70 in CA No.4734/2010 & 13 in 4735/2010, Respondent No. 71 in CA No.4734/2010 & 14 in 4735/2010, Respondent No. 78 in CA No.4734/2010 & 4735/2010, Respondent No. 82 in C.A. No.4734/2010, Respondent No. 83 in C.A. No.4734/2010, Respondent No. 85 in CA No.4734/2010 & 81 in 4735/2010 have been served with the notice but they have not entered appearance before this Court so far.

It is further submitted that the name of Respondent Nos.8 to 13, 18 to 25, 27 to 31, 34 to 52, 56, 57, 73, 74, 76 & 86 to 99 In C.A. No. 4734/2010 and Respondent Nos.16 to 21, 26 to 33, 35 to 39, 42 to 60, 64 to 66, 74, 76 & 82 to 99 in C.A. NO. 4735/2010 have been deleted from the array of parties vide Hon'ble Judge-in-Chambers Order dated 18th February, 2011 and 11<sup>th</sup> July, 2014.

It is also submitted that service is complete on common respondent nos. Respondent No. 53 in CA No.4734/2010 & 61 in 4735/2010, Respondent No. 54 in CA No.4734/2010 & 62 in 4735/2010, Respondent No. 55 in CA No.4734/2010 & 63 in 4735/2010, Respondent No.58 in C.A. 4734/2010 & Respondent No.1 in C.A. 4735/2010, Respondent No. 59 in CA No. 4734/2010 & 2 in 4735/2010, Respondent No. 63 in CA No. 4734/2010 & 6 in 4735/2010, Respondent No. 64 in CA No. 4734/2010 & 7 in 4735/2010, Respondent No. 66 in CA No. 4734/2010 & 9 in 4735/2010, Respondent No. 67 in CA No. 4734/2010 & 10 in 4735/2010, Respondent No. 68 in CA No. 4734/2010 & 11 in 4735/2010, Respondent No. 75 CA No.4734/2010 & 4735/2010, Respondent No. 77 in CA No.4734/2010 & 4735/2010, Respondent No. 79 in CA No. 4734/2010 & 4735/2010, Respondent No. 80 in CA No.4734/2010 & 4735/2010, Respondent No.81 in C.A. No.4734 of 2010, Respondent No.84 in C.A. No.4734/2010 by way of publication as counsel has filed affidavit of service in respect of above said Respondents but no one has entered appearance on their behalf so far.

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

Dated this, the 29<sup>th</sup> day of July, 2016.

ASSISTANT REGISTRAR

Copy to.

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