

**MATTER FOR:**

**COURT NO.**

**ITEM NO.**

**SECTION-XV**

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

**INTERLOCUTORY APPLICATION No. 1 OF 2017**

(Application for exemption from filing death certificate in  
respect of deceased R-2)

WITH

**INTERLOCUTORY APPLICATION No. OF 2017 (UNREGD.)**

(Application for substitution)

IN

**CIVIL APPEAL No. 5342 OF 2010**

U.P. STATE BRIDGE CORPORATION LTD.

...APPELLANT

VERSUS

STATE OF GOA & ANR.

...RESPONDENTS

**OFFICE REPORT**

It is submitted that Mr. L.R. Singh, Advocate for the Appellant has on 03.10.2013 filed an application for substitution to bring on record the legal heirs of deceased respondent No. 2 viz. Sh. Sahibjan alongwith application for Condonation of delay in filing substitution application which is defective for the reasons that the Counsel has not filed copy of the original death certificate of deceased respondent No. 2 despite this Registry's letter dated 29.10.2013 and subsequent Reminders dated 09.06.2016 and 27.12.2016 so far, however, date of death of deceased respondent No. 2 is mentioned in application as 02.10.2010 and the application is barred by time by 1006 days. (Copy of the same has been placed with appeal paper books.)

It is further submitted that instead of curing the defect in filing application for substitution, the counsel has on 10.02.2017 filed an application for exemption from filing death certificate in respect of deceased Respondent No. 2 which is registered as I.A. No. 1 of 2017 (Copy of the same has been already been placed with appeal paper books.)

The applications in the matter above-mentioned are listed before the Hon'ble Judge-in-chambers with this office report.

Dated this the 16<sup>th</sup> day of February, 2017.

ASSISTANT REGISTRAR

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Copy to: 1. Mr. L.R. Singh, AOR.  
2. Mr. T. Mahipal, Adv.

ASSISTANT REGISTRAR