

SECTION IVB

Listed on 22.01.2016

Court No.R-2

IN THE SUPREME COURT OF INDIA Item No. 7
CIVIL APPELLATE JURISDICTION

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL)NO. 22154 OF
2012

WITH PRAYER FOR INTERIM RELIEF

Atma SinghPetitioner(s)

Versus

Gurmej Kaur(D) & OrsRespondent(s)

OFFICE REPORT

The matter above mentioned was listed before the Ld. Registrar's Court on 05.11.2015, when the following Order was passed:-

" The office report states that the learned counsel for the petitioners has filed an application for substitution to bring on record the Lrs. of the deceased respondent No. 5. The said application shall be processed for listing before the Hon'ble Judge in Chambers for further future directions.

Respondent Nos. 4 and 6 has refused to accept the notice. This refusal constitutes as a proper service.

The learned counsel for the petitioner shall within a period of four weeks file the fresh particulars of the respondent No. 3 and he shall also take appropriate steps for the service of notice to him within the same period.

List again on 22.1.2016."

It is submitted that Mr. Ambresh Kumar Aggarwal, Counsel for the petitioner has on 14.09.2015 filed an application for substitution of LRs of deceased Respondent No. 5 and an application for condonation of delay in filing the application for substitution. However, the same is defective for the reason that copy of the same has not been served on the other Advocates appearing in the matter.

It is further submitted that Mr. Jasmine Dankewala, Advocate has on 05.11.2015 filed Vakalatnama & Memo of Appearance on behalf of Respondent Nos. 2, 3 & 4. However, Respondent No. 2 is already represented by Ms. Nidhi, Advocate and the Advocate has not furnished 'No Objection Certificate' from the Advocate representing Respondent No. 2.

Service of show cause notice is incomplete.

The matter is listed before the Id. Registrar's Court with this office report.

Dated this the 21st day of January, 2016.

ASSISTANT REGISTRAR

Copy to: Mr. Ambreesh Kr. Aggarwal, Adv.
Ms. Nidhi, Adv.

ASSISTANT REGISTRAR

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