

SECTION XII

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 3117 of 2007

WITH

INTERLOCUTORY APPLICATION NO. 5

(Application for bringing on record the legal representatives
of deceased respondent No. 1)

AND

INTERLOCUTORY APPLICATION NO. 6

(Application for condonation of delay in filing substitution
application)

R. SureshlalAppellant
Versus
Duraishamy (Dead) & Ors.Respondents

OFFICE REPORT

The matter above mentioned was listed before the Ld.
Registrar's Court on 16th November, 2016, when the following
order was passed:-

**"None appears for the proposed legal
representative nos.1 and 3 of deceased respondent
no.1, 3(i), 5 and 6 despite due service.**

**Ld. Counsel for the appellant to take fresh
steps to effect service on the proposed legal
representative no.2 of deceased respondent no.1
within two weeks time. Notice thereafter be
issued.**

**Respondent nos. 3 and 4 are duly represented.
List again on 10.1.2017."**

It is submitted that Ms.Revathy Raghavan, counsel for the
appellant has only on 15.12.2016 filed fresh address and spare
copy i.e. with a delay of 15 days but no application for
condonation of delay has been filed so far despite this
Registry's letter dated 2.1.2017. Therefore fresh show cause
notice could not issued to legal representative no.2 of
deceased respondent no.1.

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It is further submitted that notice on Interlocutory Application Nos. 5 and 6 was issued on 26th September, 2016. As per postal track report notice was served on Legal Representative Nos. 1 and 3 of deceased Respondent no. 1 but no one has entered vakalatnama and appearance on their behalf so far.

It is also submitted that there are six respondents in the matter. Respondent Nos. 3 and 4 are represented by Mr. R. A. Perumal, Advocate. Respondent Nos. 5 and 6 have been served at Special Leave Petition stage and Respondent No. 2(i) was served through Trial Court but no one has entered vakalatnama/appearance on their behalf so far.

Service is not complete on Legal Representative No. 2 of deceased Respondent No. 1.

The matter alongwith application above mentioned is listed before the Ld. Registrar's Court with this office report.

Dated this the 9th day of January, 2017.

ASSISTANT REGISTRAR

Copy to:
Mrs. Revathy Raghavan, Advocate
Mr. R.A. Perumal, Advocate

ASSISTANT REGISTRAR

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