

SECTION - XVI
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
INTERLOCUTORY APPLICATION NO.2

(Application for substitution to bring on record L.Rs. of deceased
Respondent Nos.2, 3, 5, 6 and 9)

AND

INTERLOCUTORY APPLICATION NO.3

(Application for condonation of delay in filing substitution application)

IN

CIVIL APPEAL NO. 7096 OF 2015

State of West Bengal & Ors.

...Appellants

VERSUS

Samir Kumar Das & Ors.

...Respondents

OFFICE REPORT

The applications above-mentioned were listed before the Hon'ble Judge in Chambers on 11th November, 2016, when the Court was pleased to pass the following Order:

“Issue notice on the application for condonation of delay as well
as on the application for substitution, returnable within six weeks.
Dasti, in addition, is also permitted.”

It is submitted that in pursuance of the order quoted above notice was issued to the L.Rs. of deceased respondent Nos.2, 3, 5, 6 and 9 and also Dasti notice was given to counsel for the appellant on 2nd December, 2016. As per tracking report notice has been served on Respondent Nos.2(i) to (iv), 3(i) & (iv), 5(i) to (vi), 6(i) to (iv) and 9(i) and 9(ii) and (iv) but no one has entered appearance on their behalf. Unserved cover have been received from L.Rs. Nos.3(ii), 3(iii) and 3(v) and 9(iii) with postal remarks not claiming **whereas the address of L.Rs. Nos.3(ii), 3(iii) and 3(v) and 9(iii) is same as that of 3(i) and 9(iii) at which notice has been delivered.**

It is further submitted that Counsel for the appellant has not filed Affidavit with proof of service so far.

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

Dated this the 4th day of January, 2017

ASSISTANT REGISTRAR

Copy to:

Mr. Parijat Sinha, Advocate

Mr. Ranjan K. Chaurasia, Advocate.

ASSISTANT REGISTRAR