

SECTION IV B Ch. Matter  
Listed on 06.04.2015  
IN THE SUPREME COURT OF INDIA Court No.  
CIVIL APPELLATE JURISDICTION Item No.

INTERLOCUTORY APPLICATION NO. 3

(Application for substitution of LRs. of deceased of respondent Nos. 1(i), (iii) & (iv))

AND

INTERLOCUTORY APPLICATION NO. 4

(Application for condonation of delay in filing substitution)

AND

INTERLOCUTORY APPLICATION NO. 5

(Application for setting aside abatement)

AND

INTERLOCUTORY APPLICATION NO. 6

(Application for exemption from filing Death Certificate)

AND

INTERLOCUTORY APPLICATION NO. 7

(Application for exemption from filing official translation)

IN

PETITION FOR SPECIAL LEAVE TO APPEAL(CIVIL) NO. 26661 OF 2009

WITH PRAYER FOR INTERIM RELIEF

Jalandhar Improvement Trust ...Petitioner(s)

Versus

Agya Ram Thapar(D) Th: Lrs. & Ors. ...Respondent(s)

OFFICE REPORT ON DEFAULT

The matter above mentioned was listed before the Hon'ble Court on 05.10.2009 when the Court was pleased to pass the following order :-

"Delay condoned.

Issue notice on the application for stay as well as on Special Leave Petition."

Accordingly, show cause notice to all the 4 respondents through Registered A.D. Post was issued on 21.11.2009.

It is submitted that matter above mentioned was listed before the Hon'ble Court (In chamber) on 04.12.2014 with office report on default dated 10.11.2014, when the Court was pleased to pass the following order:

"The Learned counsel for the petitioner prays for and is allowed further two weeks' time to take steps in respect of unserved respondents."

It is further submitted that counsel for the petitioner has on 16.01.2015 filed application for substitution of LRs. of deceased respondent No. 1(i), 1(iii) & 1(iv) alongwith application for condonation of delay for condoning the delay of 6094, 2086 & 6661 days respectively and application for setting aside abatement, exemption from filing Death Certificate of respondent No. 1(4) & exemption from filing official translation.

It is further submitted that counsel for the petitioner has on 16.02.2015 filed a letter dated 12.02.2015 stating therein that respondent no.1 (2) is still alive (Copy of the letter dated 12.02.2015 is enclosed herewith) but he has not taken fresh steps in respect of unserved respondent no. 1(ii) and respondent no. 3 so far. Respondent nos. 2 and 4 are served by Regd. A.D. Post but no one has entered appearance so far.

It is further submitted that Notice of Motion has been endorsed to the counsel for the petitioner on 02.03.2015 for 06.04.2015, but he has not filed affidavit alongwith proof of service of Notice of Motion so far.

The office report on default is therefore, listed before the Hon'ble Judge(In Chambers) for orders.

Dated this the 1st day of April, 2015.

ASSISTANT REGISTRAR

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