

SECTION IV B

Listed on 8.9.2016
IN THE SUPREME COURT OF INDIA Court No. R-1
CIVIL APPELLATE JURISDICTION Item No. 9

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NO. 28070
OF 2011

WITH PRAYER FOR INTERIM RELIEF

Uma Shashi & Ors. ...Petitioner(s)

Versus

Sauni Devi & Ors. ...Respondent(s)

OFFICE REPORT

The matter above mentioned was listed before the Hon'ble Court(In Chamber) on 16.8.2016 when the Court was pleased to pass the following order :-

" Delay in filing application for substitution is condoned. Abatement is set aside.

Application for substitution for bringing on record the Lrs. of deceased Respondent No. 4 is allowed.

Application for exemption from filing Official Translation is allowed.

I.A. Nos. 3/2015, 4/2015, 5/2015 and 6/2015 stand allowed accordingly."

It is submitted that there are total seven respondents in the instant matter. Mrs. Santosh Singh, Advocate has filed Vakalatnama / Memo of Appearance and Counter Affidavit on behalf of respondent no. 1 Mr. Balbir Singh Gupta, Advocate has filed Vakalatnama and Memo of Appearance on behalf of respondent Nos. 5-7 but has not filed Counter Affidavit so far. Respondent Nos. 2-3 have been served through Trial Court, but no one has entered appearance on their behalf so far. Respondent No. 4 has expired and show cause notice upon proposed Lrs. of deceased respondent no. 4 has been issued on 19.3.2016 vide order dated 11.3.2016 of the Hon'ble Chamber Judge. Unserved envelope from proposed Sole Lrs. of deceased respondent No. 4 has been received with the remarks

"Refused to accept" service of show cause notice upon proposed Lr and is deemed to be completed vide Ld. Registrar court's order dated 29.4.2016. Thereafter, the application for substitution to bring on record Lrs. of deceased respondent no. 4 were listed before Hon'ble Court (In Chamber) on 16.8.2016 and were allowed. Cause Title has been amended and included in the paper books.

It is further submitted that counsel for respondent Nos.5-7 has still not filed Counter Affidavit despite four weeks time granted by the Ld. Registrar.

Service of show cause notice is complete.

The matters are listed before the Ld. Registrar's Court with this office report.

Dated this the 6th day of September, 2016.

ASSISTANT REGISTRAR

Copy to: Mrs. Santosh Singh, Advocate.
Mr. Balbir Singh Gupta, Advocate.

ASSISTANT REGISTRAR

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