SECTION IV
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO.
(Applications for substitution and condonation of delay in filing substitution to bring on record the LRs of deceased Respondent No. 3)
IN
CIVIL APPEAL NOS. 7087 OF 2010
AND
CIVIL APPEAL NO. 7088 OF 2010

M.P. LAGHU UDYOG NIGAM MARYADIT ETC. ... APPELLANTS
VERSUS
SUBODH GADKARI & ORS. ETC. ... RESPONDENTS

OFFICE REPORT FOR DIRECTIONS

The matters above-mentioned were listed before the Ld. Registrar on 25th August, 2015, when the following order was passed:

> **"Civil Appeal No. 7087/2010**
> **The office report indicates that although by order dated 6.5.2015 of this Court four weeks time as last chance was given to the Learned Counsel for the appellant to comply with the terms of the order dated 17.02.2015 of this Court, yet he has not done the needful within the period stipulated in the order. View in that context, the matter numbered above shall be processed for listing before the Hon'ble Judge in Chambers for further future directions. Await orders. List thereafter.**
> **Civil Appeal No. 7088/2010**
> **The office report is that although by order dated 6.5.2015 of this Court for weeks time as last chance was given to the learned Counsel for the appellant for filing the application for substitution to bring on record the Lrs. of the deceased Respondent No. 3, yet he has not done the needful within the period stipulated in the order. Viewed thus, the matter numbered above shall be processed for listing before the Hon'ble Judge in Chambers for further directions. Await orders. List thereafter."**

CIVIL APPEAL NO. 7087/2010

It is submitted that both appeals above-mentioned are arising from the common Judgment of the High Court. Both are tagged and listed together .

It is further submitted that counsel for the appellant has on 28.08.2015 filed an application for substitution and also for condonation of delay in filing application for substitution to bring on record the Lrs. of deceased of Respondent No. 3.

It is further submitted that Mr. Sarad Kumar Singhania, Advocate has on 08.05.2015 filed Vakalatnama/Appearance on behalf of LRs. of deceased Respondent No. 3.

CIVIL APPEAL NO. 7088 OF 2010

It is submitted that though deceased Respondent No. 3 is common in both C.A. Nos. 7087 of 2010 and 7088 of 2010, counsel for the Appellant has not filed separate application for substitution in C.A. No. 7088/2010 till date despite order quoted above.

It is further submitted that Mr. Sarad Kumar Singhania, Advocate has on 08.05.2015 filed Vakalatnama/Appearance on behalf of all the respondents including proposed Lrs. of deceased Respondent No. 3 after taking 'no objection' from erstwhile Advocate Mr. B.K. Satija.

The applications above mentioned alongwith office report for directions are listed before the Hon'ble Judge in Chambers for orders.

Dated this the 1st day of October, 2015.

Sd/-
ASSISTANT REGISTRAR

Copy to:

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ASSISTANT REGISTRAR

Saun/sup/mkr