

**SECTION IIC
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

PETITION FOR SPECIAL LEAVE TO APPEAL(CRL.) NO. 5922 OF 2009

RAMANGOWDA & ORS.PETITIONERS
VERSUS
YANKANNGOUDA & ANR.RESPONDENTS

OFFICE REPORT FOR DIRECTIONS

It is submitted that the instant matter is an after notice matter and there are two respondents in this matter. Respondent No. 1 has expired and Respondent No. 2 is represented through Ms. Anitha Shenoy, Advocate. Counsel for the Petitioner who expired had filed an application for substitution and Mr. Ashok Kumar Gupta, Advocate had filed an application for impleadment which were listed together before the Hon'ble Judge in Chambers on 12.05.2015, when His Lordship was pleased to pass the following order:

"Delay in filing substitution application is condoned.

Crl.M.P. 5301/2015 is made by the petitioner for bringing on record the legal heirs of deceased Respondent NO.1.

Let notice be issued to the proposed legal heirs.

List the matter for appropriate order after the legal heirs are served."

Accordingly show cause notice was issued to all the three proposed legal heirs of Respondent no. 1 but neither A.D. Card nor unserved envelope containing notice was received in respect of LR nos. 1 and 3. The unserved cover containing notice was received in respect of proposed LR no. 2 with postal remarks "expired".

It is submitted that Mr. B. Subrahmanya Prasad, Advocate for the petitioner has passed away and accordingly notice for making alternative arrangement was issued to all the fourteen petitioner by speed post. As per tracking report of speed post the notice for making alternative arrangement was served on petitioner nos. 1 to 12, 16 and 17 but no one has filed Vakalatnama/Appearance on behalf of them so far. Notice for

making alternative arrangement has been received back unserved in respect of petitioner nos. 13 and 15 with postal remarks "incomplete address".

Thereafter, the matter above mentioned was listed before the Court of Registrar from time to time and when listed on 28.09.2016, the following order was passed:

"None appears for petitioner Nos. 1 to 12, 16 and 17 despite service of alternative arrangement notice.

Unserved cover containing notice of alternative arrangement to petitioner Nos. 13 to 15 has been received back with the remarks 'unclaimed address'.

Let the matter be placed before the Hon'ble Judge in Chambers for further directions."

The office report for directions in the matter above mentioned is, therefore, listed before Hon'ble Judge in Chambers.

Dated this the 20th day of October, 2016.

ASSISTANT REGISTRAR

**COPY TO:
Ms. Anita Shenoy, Advocate**

ASSISTANT REGISTRAR

RB