

SECTION-IX  
IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

PETITIONS FOR SPECIAL LEAVE TO APPEAL (CIVIL) NOS. 20740 AND 20743 OF 2009  
WITH PRAYER FOR INTERIM RELIEF

PANDURANG GUNDA PATIL & ORS. ...PETITIONERS

-VERSUS-

DATTU DADA PATIL (D) & ORS. ...RESPONDENTS

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 13th August, 2009, when the Court was pleased to pass the following Order:

"Delay in filing application for substitution is condoned.  
Application for substitution is allowed.  
Permission to file special petitions is allowed.  
Delay in refileing is condoned.  
Issue notice on the special leave petitions as also on the prayer for grant of interim relief."

And lastly, Interlocutory application Nos. 11, 12 and 13 in SLP (C) No. 20740 of 2009 and 10, 11 and 12 in SLP (C) No. 20743 of 2009 were listed before the Hon'ble Judge-in-chambers on 15th October, 2015, when His Lordship was pleased to pass the following Order:

"SLP No. 20740 of 2009

In view of the cause shown by the learned counsel for the petitioners, delay in filing substitution application of the deceased petitioner no. 2 and deceased respondent nos. 1, 5 and 7 to bring their Lrs on record, is condoned and abatement is set aside.

Application for substitution to bring on record the Lrs of deceased petitioner no. 2 and deceased respondent nos. 1, 5 and 7 is allowed.

I.A. No. 11 of 2013 filed for deletion of the name of respondent no. 8 from the array of parties, is allowed.

Amended cause title be filed within two weeks from today, failing which, this order allowing the substitution application shall not enure in the petition.

SLP No. 20743 of 2009

In view of the cause shown by the learned counsel for the petitioners, delay in filing substitution application of the

deceased petitioner no. 2 and deceased respondent nos. 1, 6, 7 and 9 to bring their Lrs on record, is condoned and abatement is set aside.

Application for substitution to bring on record the Lrs of deceased petitioner no. 2 and deceased respondent nos. 1, 6, 7 and 9 is allowed.

I.A. No. 10 of 2013 filed for deletion of the name of respondent no. 10 from the array of parties, is allowed.

Amended cause title be filed within two weeks from today, failing which, this order allowing the substitution applications shall not enure in the petitions.

Thereafter list before an appropriate Bench."

SLP (C) NO. 20740 OF 2009

It is submitted for the information of the Hon'ble Court that there are respondent Nos. 1 (a) to 1 (f), 2, 3, 4, 5(a) to 5(c), 6, 7(a) to 7(d) and 8 in the instant matter. Pursuant to Hon'ble Judge-in-chambers Order dated 15.10.2015, the LRs of deceased petitioner No. 2 and LRs of deceased respondent Nos. 1, 5 and 7 have been brought on record and name of respondent No. 8 has been deleted from the array of parties. The amended cause title has been included in the paper-books. Show cause notice was also issued to the LRs of deceased respondent Nos. 1, 5 and 7. Respondent Nos. 1(a) to 1(f), 2, 5(a) to 5(c), 6 are represented through Ms. Abha R. Sharma, Advocate but she has not filed counter-affidavit so far. A. D. cards duly signed of the earlier notice have been received back from respondent Nos. 3 and 4 but no one has entered appearance on their behalf so far. Neither A. D. cards nor unserved covers have been received back from the LRs of respondent No. 7 i. e. 7(a) and 7(b).

Service of notice is not complete on respondent Nos. 7(a) and 7(b).

SLP (C) NO. 20743 OF 2009

It is submitted for the information of the Hon'ble Court that there are respondent Nos. 1 (a) to 1 (b), 2, 3, 4, 5, 6(a) to 6(c), 7(a) to 7(e), 8, 9(a), 9(b) and 10 in the instant matter. Pursuant to Hon'ble Judge-in-chambers Order dated 15.10.2015, the LRs of deceased petitioner No. 2 and LRs of deceased respondent Nos. 1, 6, 7 and 9 have been brought on record and name of respondent No. 10 has been deleted from the array of parties. The amended cause title has been included in the paper-books. Show cause notice was issued to the LRs of deceased respondent Nos. 1, 6, 7 and 9. Respondent Nos. 1(a) to 1(b), 3, 5, 6(a), 6(b), 7(a) to 7(e) and 8 are represented through Ms. Abha R. Sharma, Advocate but she has not filed counter-affidavit so far.

A. D. cards duly signed of the earlier notice have been received back from respondent Nos. 2 and 4 but no one has entered appearance on their behalf so far. Neither A. D. cards nor unserved covers have been received back from the LRs of respondent Nos. 6 and 9 i. e. 6(c), 9(a) and 9(b).

Service of notice is not complete on respondent Nos. 6(c), 9(a) and 9(b).

The matters above mentioned are listed before the Hon'ble Court with this report.

Dated this the 10th day of December, 2016.

ASSISTANT REGISTRAR

Copy to:

Ms. Anagha S. Desai, Advocate.

Ms. Abha R. Sharma, Advocate

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ASSISTANT REGISTRAR