

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

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 29811/2009
WITH PRAYER FOR INTERIM RELIEF

CHAND BIHARI & ORS.

...PETITIONERS

VERSUS

GHANSHYAM & ANR.

...RESPONDENTS

OFFICE REPORT

The matter above-mentioned was listed before the Ld. Registrar Court on 11.05.2016, when he was pleased to pass the following order:

“Four weeks time, last chance is given to the learned counsel for the petitioners to comply with the terms of the order dated 29.03.2016 of this Court in respect of Respondent No. 2. However, Ms. Eshita Kapur, Ld. Counsel for the petitioner has stated that the respondent No. 2 has expired. Ld. Counsel is directed to take appropriate steps.

List the matter again on 3.8.2016.”

It is submitted that there are 2 respondents in this matter. Respondent No. 1 is represented through Ms. Pratibha Jain, Advocate and has filed counter affidavit.

It is further submitted that counsel for the petitioner has on 25.05.2016 filed application for substitution for bringing on record the LRs. Of deceased respondent No. 2, which is defective for the following reasons-

- 1) Date of Death not mention.
- 2) Death Certificate not filed.
- 3) Application for condonation of delay or setting aside abatement not filed if applicable. Reminder letter has been issue to the counsel on 27.7.2016, but he has not cured the defects so far.

Service is incomplete in respect of respondent No. 1.

The matter above-mentioned is listed before the Ld. Registrar Court with this office report.

Dated this the 01st day of August, 2016.

ASSISTANT REGISTRAR

Copy to: 1 Ms. Aishwarya Bhati, Adv.
Ms. Pratibha Jain, Adv.

ASSISTANT REGISTRAR