

SECTION - XV

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NO. 4

(Application for exemption from filing death certificate)

WITH

INTERLOCUTORY APPLICATION NO. (unregd.)

(Application for substitution for bringing on record the Lrs. Of deceased respondent  
No. 2 with Application for condonation of delay in filing substitution application)

IN

PETITION FOR SPECIAL LEAVE TO APPEAL (CIVIL) NO.29811 OF 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 03.08.2009 when the Court was pleased to pass the following ORDER:-

**"The office report is that the Ld. counsel for the petitioner has filed an application for substitution to bring on record the Lrs. Of the respondent No. 2. The said I.A. shall be processed for listing before the Hon'ble Judge in Chambers for further future directions. Await orders and list thereafter."**

It is submitted that counsel for the petitioner has on 25.05.2016 filed an application for substitution to bring on record the Lrs. Of deceased respondent No. 2 alongwith application for condonation of delay and setting aside abatement as the same is barred by time by approx. 13 years but the same is defective for the reason that counsel has neither given the exact date of death nor filed death certificate so far. In this regard, counsel has filed an application for exemption from filing death certificate which is registered as I.A. No. 4. Copy of the same has been included in the paper books..

The Application in the matter above-mentioned is listed for orders before the Hon'ble Judge-in-chambers.

Dated this the 17<sup>th</sup> day of August, 2016.

ASSISTANT REGISTRAR

Copy to:- Mr. Sarad Kumar Singhania, Adv.

ASSISTANT REGISTRAR